

FEDERAL REGISTER

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Washington, Thursday, September 13, 1945

The President

EXECUTIVE ORDER 9612

AMENDING EXECUTIVE ORDER 8902 PRESCRIBING REGULATIONS PERTAINING TO THE ENTRY OF COFFEE INTO THE UNITED STATES FROM COUNTRIES SIGNATORIES OF THE INTER-AMERICAN COFFEE AGREEMENT

By virtue of the authority vested in me by section 2 of the joint resolution of Congress approved April 11, 1941, 55 Stat. 133, it is ordered that Executive Order 8902 of September 17, 1941 be, and it is hereby, amended by adding thereto the following paragraphs:

"3. The provisions of paragraphs 1 and 2 of this order shall be suspended during any period in which Article VI of the Inter-American Coffee Agreement is inoperative.

"4. The Secretary of State shall notify the Secretary of the Treasury whenever Article VI of the Inter-American Coffee Agreement becomes inoperative by reason of action of the Inter-American Coffee Board or by expiration of the existing Inter-American Coffee Agreement."

HARRY S. TRUMAN

THE WHITE HOUSE,
September 12, 1945.

[F. R. Doc. 45-17098, Filed, Sept. 12, 1945; 12:11 p. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 18—WAR SERVICE REGULATIONS

RATING AND ELIGIBILITY

In § 18.3 paragraph (d) (9 F.R. 7237; 10 F.R. 2154) is amended as follows:

§ 18.3 *Rating and eligibility.* * * *
(d) *Term of eligibility.* Eligibility on any list shall continue until terminated by the Commission for all eligibles on

the list or in accordance with § 18.4 (c): *Provided*, That eligibility granted under paragraph (e) of this section or as a result of a reopened examination under § 18.1 (b) shall not be terminated except in accordance with § 18.4 (c), in less than one year unless a new register is established on the basis of more exacting requirements which have been determined to be more appropriate for the position concerned.

(E.O. 9063, as amended by E.O. 9378, 8 F.R. 13037)

By the United States Civil Service Commission.

H. B. MITCHELL,
President.

AUGUST 10, 1945.

[F. R. Doc. 45-17034; Filed, Sept. 12, 1945; 11:28 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—War Food Distribution Orders

[WFO 66, Amdt. 11]

PART 1468—GRAINS

MALTED GRAINS, MALT SYRUP, RICE, HOPS, HOP PRODUCTS, AND CORN

War Food Order No. 66, as amended (8 F.R. 10480, 13841; 9 F.R. 1034, 4321, 4319, 9584, 11461, 11929, 14122; 10 F.R. 103, 126, 1722, 4849, 6793, 10419), is hereby further amended as follows:

1. By deleting the provisions of § 1468.2 (a) (5) and inserting, in lieu thereof, the following:

(5) "Hops" means the pistillate cones, in the dried or green state, of the vine *Humulus lupulus* or *Humulus americanus* produced in 1945 or previous years.

2. By deleting the provisions of § 1468.2 (e) and inserting, in lieu thereof, the following:

(e) *Restrictions on acquirement of hops and hop products.* (1) After September 1, 1945, no brewer shall acquire

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NOTICE

1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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(by purchase or otherwise) or accept delivery of a quantity of hops grown in the continental United States in excess of his purchase quota as provided for in the following sentence of this paragraph. Each brewer's purchase quota in the continental United States shall be 150 percent of the total quantity of hops, regardless of where grown, which he used in the manufacture of malt beverages in the year which ended June 30, 1945, minus the quantity of hops, regardless of where grown, which he owned, possessed, or in any other manner controlled on September 1, 1945.

(2) After September 1, 1945, no brewer shall acquire (by purchase or otherwise) or accept delivery of a quantity of hop products produced in the continental United States in excess of his purchase quota as provided for in the following sentence of this paragraph. Each brewer's purchase quota, after September 1, 1945, of hop products produced in the continental United States shall be 150 percent of the total quantity of hop products, regardless of where produced, which he used in the manufacture of malt beverages in the year which ended June 30, 1945, minus the quantity of hop products, regardless of where produced, which he owned, possessed, or in any other manner controlled on September 1, 1945.

The provisions of this amendment shall be effective as of 12:01 a. m., e. w. t., September 12, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 66, as amended, prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 66, as amended, in effect prior to the effective time hereof shall

be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of September 1945.

[SEAL]

J. B. HUTSON,
Acting Secretary of Agriculture.
[F. R. Doc. 45-16353; Filed, Sept. 11, 1945;
2:20 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51303]

PART 6—AIR COMMERCE REGULATIONS

DESIGNATION OF MALONE-DUFORT AIRPORT, MALONE, N. Y., AS AIRPORT OF ENTRY

SEPTEMBER 10, 1945.

The Malone-Dufort Airport, Malone, New York, is hereby designated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of 1 year from the date of this order.

The list of temporary airports of entry in section 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by inserting therein the location and name of this airport, date designated, and the period "1 year."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b)).

[SEAL]

HERBERT E. GASTON,
Acting Secretary of the Treasury.
[F. R. Doc. 45-16360; Filed, Sept. 11, 1945;
4:31 p. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 380]

PART 401—GENERAL

DEPUTATIONS

Amending Part 401, Chapter IV, Title 24 of the Code of Federal Regulations.

Section 401.04-1 (b) is amended to read as follows:

"§ 401.04-1 For regional offices. . . .

(b) Unless otherwise directed by the General Manager, authorization of deputies to perform duties or functions vested in or required of the Regional Manager with respect to the operations of the Loans and Properties Division shall be limited to employees of such Division, and with respect to the operations of the Comptroller's Division shall be limited to the employees of that Division: *Provided, however, That no such deputy shall exercise any power now or hereafter conferred upon the Re-*

gional Manager to direct advances of Corporation funds for, or to approve extensions for the accounts of, salaried employees, irrespective of whether such employees are mortgagors, vendors or their successors in interest. The foregoing limitations with respect to the appointment of deputies shall not apply to the appointment of deputies to approve, on behalf of the Regional Manager, vouchers for reimbursement of travel or transportation expense.

Effective: September 12, 1945.

(Secs. 4 (a) and 4 (b), 43 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9870, 3 C.F.R. Cum. Supp.)

[SEAL]

J. FRANCIS MOORE,
Secretary.
[F. R. Doc. 45-17043; Filed, Sept. 12, 1945;
11:35 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5476]

PART 23—CONSOLIDATED INCOME TAX RETURNS

PART 33—CONSOLIDATED EXCESS PROFITS TAX RETURNS

AFFILIATED CORPORATIONS

Regulations 104, relating to consolidated income tax returns of affiliated corporations, and Regulations 110, relating to consolidated excess profits tax returns of affiliated corporations, amended with respect to deduction for charitable contributions, and with respect to certain computations involving capital gains and losses and gains and losses under section 117 (j) of the Internal Revenue Code:

Effective for taxable years for which the return is due to be filed on or after the date of the approval of this Treasury Decision, Regulations 104 (Title 26 CFR, Cum. Supp. Part 23) and Regulations 110 (Title 26 CFR, Cum. Supp. Part 33) are amended as follows:

PARAGRAPH 1. Section 23.31 (b) (2) (i) (a), as amended by Treasury Decision 5244, approved March 13, 1943, is further amended to read as follows:

(a) Minus the sum of:

(1) Any consolidated net operating loss deduction,

(2) Any consolidated net loss from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j), and

(3) The aggregate amount of any contributions or gifts made by the several affiliated corporations during the taxable year, subject to the provisions of section 23 (q), but not in excess of 5 percent of the consolidated net income computed without regard to such contributions or gifts, and

PAR. 2. Section 23.31 (b) (2) (iii) (d), as amended by Treasury Decision 5244, is further amended to read as follows:

(d) The amount of the net operating loss, if any, sustained by such corporation

for the second preceding taxable year reduced by the net income, if any, of such corporation for the first preceding taxable year, or, if the income of such corporation is included in the consolidated return for the first preceding taxable year, reduced either by the net income of such corporation for such year increased with respect to its separate net short-term and long-term capital gains (or for years beginning after December 31, 1941, its separate net capital gain) and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j) or by the consolidated net income for such year, whichever is the lesser, the net income for the first preceding taxable year being computed in such case with the exceptions, additions, and limitations provided in section 122 (d) (1), (2), (4), and (6), and with a net operating loss deduction or a consolidated net operating loss deduction, as the case may be, for such first preceding taxable year determined without regard to the net operating loss of such corporation for the second preceding taxable year and without regard to any net operating loss carry-back,

PAR. 3. Section 23.31 (b) (2) (iv) (c), as amended by Treasury Decision 5244, is further amended to read as follows:

(c) The amount of the net operating loss, if any, sustained by such corporation for the first succeeding taxable year reduced by the net income, if any, of such corporation for the first preceding taxable year, or, if the income of such corporation is included in the consolidated return for the first preceding taxable year, reduced either by the net income of such corporation for such year increased with respect to its separate net short-term and long-term capital gains (or, for years beginning after December 31, 1941, its separate net capital gain) and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j) or by the consolidated net income for such first preceding taxable year, whichever is the lesser, the net income for the first preceding taxable year being computed in either case with the exceptions, additions, and limitations provided in section 122 (d) (1), (2), (4), and (6), and with a net operating loss deduction or a consolidated net operating loss deduction, as the case may be, for the first preceding taxable year determined without regard to the net operating loss of such corporation for the first succeeding taxable year, and

PAR. 4. Section 23.31 (d) (1), as amended by Treasury Decision 5341, approved March 14, 1944, is further amended by striking from subdivision (vi) the word "and"; by striking the period at the end of subdivision (vii) and inserting in lieu thereof a comma and the word "and"; and by inserting therein the following new subdivision:

(viii) No deduction under section 23 (q) with respect to charitable or other

contributions shall be taken into account.

PAR. 5. Section 23.31 (d) (2) (iii), as amended by Treasury Decision 5341, is further amended as follows:

(A) By revising that portion thereof preceding the lettered subdivisions to read:

(iii) Capital gains and losses, short-term capital gains and losses, long-term capital gains and losses, and the additional capital loss deduction authorized by section 204 (c) (5) shall be determined without regard to:

(B) By revising subdivision (c) to read:

(c) The net capital loss carry-overs provided in section 117 (e) (1), and, in the first taxable year beginning after December 31, 1941, the net short-term capital loss carry-over provided in section 117 (e) (2),

PAR. 6. Section 23.31 (d) (2) (ix), as added by Treasury Decision 5341, is amended to read as follows:

(ix) Gains and losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j) shall be determined without regard to:

(a) Gains or losses from intercompany transactions, and

(b) In the case of a corporation which became a member of the affiliated group subsequent to March 14, 1941, common parent corporation or subsidiary, as the case may be, such portion of any such loss as is disallowed pursuant to the provisions of subparagraph (11) of this paragraph.

PAR. 7. Section 23.31 (d) (3), as amended by Treasury Decision 5244, is further amended by striking the period at the end of the first sentence and by inserting in lieu thereof the following: "and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j)."

PAR. 8. Section 23.31 (d) (10), as added by Treasury Decision 5341, is amended by striking the period at the end and by inserting in lieu thereof the following: "increased with respect to its separate net gains from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j)."

PAR. 9. Section 33.31 (b) (1) (i), as amended by Treasury Decision 5245, approved March 13, 1943, is further amended to read as follows:

(i) Minus the sum of:

(a) Any consolidated net operating loss deduction,

(b) Any consolidated net loss from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j), and

(c) The aggregate amount of any contributions or gifts made by the several affiliated corporations during the taxable year, subject to the provisions of section 23 (q), but not in excess of 5 percent of the consolidated net income computed

without regard to such contributions or gifts, and

PAR. 10. Section 33.31 (b) (3), as amended by Treasury Decision 5245, is further amended by striking all of that portion thereof following subdivision (iii) and by inserting in lieu thereof the following:

(iv) The amount of the net operating loss, if any, sustained by such corporation for the second preceding taxable year reduced by the net income, if any, of such corporation for the first preceding taxable year, or, if the income of such corporation is included in the consolidated return for the first preceding taxable year, reduced either by the net income of such corporation for such year increased with respect to its separate net short-term and long-term capital gains (or for years beginning after December 31, 1941, its separate net capital gain) and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j) or by the consolidated net income for such year, whichever is the lesser, the net income for the first preceding taxable year being computed in such case with the exceptions, additions, and limitations provided in section 122 (d) (1), (2), (4), and (6), and with a net operating loss deduction or a consolidated net operating loss deduction, as the case may be, for such first preceding taxable year determined without regard to the net operating loss of such corporation for the second preceding taxable year and without regard to any net operating loss carry-back,

but only to the extent that such net operating losses, consolidated or separate, as the case may be, were not absorbed as net operating loss carry-backs, and, with respect to net operating losses subject to the provisions of (iv), were not absorbed by the group in the first preceding taxable year as war losses pursuant to the last sentence of section 141 (b) of the Code;

PAR. 11. Section 33.31 (b) (4) (iii), as amended by Treasury Decision 5245, is further amended to read as follows:

(iii) The amount of the net operating loss, if any, sustained by such corporation for the first succeeding taxable year reduced by the net income, if any, of such corporation for the first preceding taxable year, or, if the income of such corporation is included in the consolidated return for the first preceding taxable year, reduced either by the net income of such corporation for such year increased with respect to its separate net short-term and long-term capital gains (or, for years beginning after December 31, 1941, its separate net capital gain) and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j) or by the consolidated net income for such first preceding taxable year, whichever is the lesser, the net income for the first preceding taxable year being com-

puted in either case with the exceptions, additions, and limitations provided in section 122 (d) (1), (2), (4), and (6), and with a net operating loss deduction or a consolidated net operating loss deduction, as the case may be, for the first preceding taxable year determined without regard to the net operating loss of such corporation for the first succeeding taxable year, and

PAR. 12. Section 33.31 (c) (1), as amended by Treasury Decision 5341, approved March 14, 1944, is further amended by striking from subdivision (vi) the word "and"; by striking the period at the end of subdivision (vii) and inserting in lieu thereof a comma and the word "and"; and by inserting therein the following new subdivision:

(viii) No deduction under section 23 (q) with respect to charitable or other contributions shall be taken into account.

PAR. 13. Section 33.31 (c) (2) (ii), as amended by Treasury Decision 5341, is further amended by striking from subdivision (a) the word "and"; by inserting immediately following the semicolon at the end of subdivision (b) the word "and"; and by inserting therein the following new subdivision:

(c) Capital gains and losses, short-term capital gains and losses, and long-term capital gains and losses shall be determined without regard to:

(1) Gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j), and

(2) The net capital loss carry-overs provided in section 117 (e) (1), and, in the first taxable year beginning after December 31, 1941, the net short-term capital loss carry-over provided by section 117 (e) (2);

PAR. 14. Section 33.31 (c) (3), as amended by Treasury Decision 5245, is further amended by striking the period at the end of the first sentence and by inserting in lieu thereof the following: "and increased or decreased, as the case may be, with respect to its separate gains or losses from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j)."

PAR. 15. Section 33.31 (c) (15), as added by Treasury Decision 5341, is amended by striking the period at the end and by inserting in lieu thereof the following: "increased with respect to its separate net gains from involuntary conversions and from sales or exchanges of property subject to the provisions of section 117 (j)."

(Sec. 141 (b), I.R.C., as amended by sec. 159 of Revenue Act of 1942 (53 Stat. 58, 56 Stat. 858; U.S.C., and Sup. 141))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: September 10, 1945.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 45-16961; Filed, Sept. 11, 1945;
4:31 p. m.]

TITLE 28—LABOR

Chapter IX—Agriculture Department (Agricultural Labor)

[Supp. 89]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON WORKERS ENGAGED IN HARVESTING HOPS IN CERTAIN OREGON COUNTIES

§ 1110.11 *Workers engaged in harvesting hops in Marion and Polk counties, State of Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (3 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of hops in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in harvesting hops in Marion and Polk Counties, State of Oregon, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for picking hops.* (1) Maximum wages for picking hops—3½¢ per pound.

No perquisites shall be paid in addition to the maximum wage rates specified above, except the furnishing of cabins, tents, fuel, lights, and water.

(c) *Administration.* The Oregon USDA Wage Board, located at 701 Pittcock Block, Portland 5, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This Supplement No. 80 shall become effective at 12:01 a. m., Pacific war time, September 11, 1945.

(56 Stat. 765 (1942), 50 U.S.C. App. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 53 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547,

10 F.R. 9470, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7659, 9531; 9 F.R. 831, 12307, 14206, 10 F.R. 3177)

Issued this 11th day of September 1945.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-17035; Filed, Sept. 12, 1945;
11:23 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 670, as amended by 55 Stat. 226, 56 Stat. 177, 53 Stat. 827; E.O. 9324, 7 F.R. 329; E.O. 9340, 7 F.R. 537; E.O. 8125, 7 F.R. 2719; E.O. 9333, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 903—DELEGATIONS OF AUTHORITY [Directive 41, as Amended Sept. 12, 1945]

PREFERENCE RATING AUTHORITY OF THE ARMY AND NAVY MUNITIONS BOARD

§ 903.54 *Directive 41—(a) Purpose and effect.* The purpose of this directive is to delegate to and define the authority of the Army and Navy Munitions Board with respect to the assignment of preference ratings. It replaces Directives 23, 31 and 32. However, this directive shall not affect the validity of preference ratings heretofore properly assigned.

(b) *Priorities instructions of the Army and Navy Munitions Board.* The Army and Navy Munitions Board, after approval by the War Production Board, may issue instructions governing the assignment of preference ratings within limits prescribed by WPB program determinations covering contracts, purchase orders and other similar procurement documents for the delivery of materials (including products, commodities, equipment, accessories, parts or assemblies) to or for the account of:

(1) The Army (including the Panama Canal) and the Navy (including the Marine Corps and the Coast Guard).

(2) U. S. Army and Marine Corps Post Exchanges, U. S. Navy and Coast Guard Ships Service Departments, War Shipping Administration Training Organization Ships Service Activities, all for overseas or shipboard use only (except for items specifically approved for domestic use in WPB program determinations).

(3) The following agencies of the Federal Government: Coast and Geodetic Survey, National Advisory Committee on Aeronautics, Civil Aeronautics Administration (only for activities performed at the request or under the sponsorship of the Army or Navy), Selective Service System, Office of Scientific Research and Development, Office of Strategic Services, Weather Bureau, U. S. Soldiers Home (Washington, D. C.), War Shipping Administration, Maritime Commission (only for ship construction directed by the

Joint Chiefs of Staff), and the Coordinator of Ship Repair and Conversion.

(4) American Red Cross and United Service Organizations, Inc., activities directly connected with military personnel overseas.

(5) [Deleted Sept. 12, 1945.]

(6) [Deleted Sept. 12, 1945.]

(7) [Deleted Sept. 12, 1945.]

(c) Deliveries which may be rated. The Army and Navy Munitions Board may assign preference ratings to:

(1) Deliveries in fulfillment of contracts and purchase orders of the kinds described in paragraph (b), including deliveries of material to be incorporated in construction, but only if the construction is command construction, Panama Canal construction or Maritime ship construction. (See paragraphs (2), (4) and (5) below.)

(2) Command construction; that is, the following types of projects ordered built by either the Chief of Staff, U. S. Army, or the Chief of Naval Operations, U. S. Navy: air fields; military housing; facilities for the repair of finished items of munitions; ports and depots; overseas or theatre of operations construction; seacoast fortifications; military hospitals; maneuvering, training and staging areas and proving grounds; and Manhattan District project.

(3) [Deleted Sept. 12, 1945.]

(4) Panama Canal construction; that is, projects (other than command construction) which are owned by the Panama Canal.

(5) Maritime ship construction; that is, construction of ships directed by the Joint Chiefs of Staff.

(6) Maritime MRO and inventories; that is, deliveries of materials and equipment immediately required for the maintenance, repair and operation of ships under the control of the War Shipping Administration, facilities directly operated by the Maritime Commission or by the War Shipping Administration which are used for ship construction directed by the Joint Chiefs of Staff or which are used for the repair of ships under the control of the War Shipping Administration, facilities operated by the Coordinator of Ship Repair and Conversion for the repair of military ships or ships under the control of the War Shipping Administration, and neutral ships in ports of the United States after clearance of the vessel's status has been made with the Foreign Economic Administration; also deliveries of materials for inventory purposes (not exceeding a 90-day inventory) to ship repair yards, to ship repair facilities, to river and harbor maintenance facilities, to ship chandlers and other distributors of marine supplies and to sales and distribution outlets of manufacturers of marine supplies, *Provided*, That such material is of a kind necessary for shipping activities under the control of the War Shipping

Administration or military shipping activities, and *Provided further*, That material for delivery to ship chandlers and other distributors of marine supplies, and to sales and distribution outlets of manufacturers of marine supplies shall include only items specifically approved in War Production Board program determinations."

(7) [Deleted Sept. 12, 1945.]

(8) [Deleted Sept. 12, 1945.]

(d) Restrictions on rating authority.

(1) Any preference rating certificate which assigns a rating to the delivery of tires or tubes shall before issuance be reviewed and approved by the War Production Board.

(2) All construction, other than that covered by the provisions of paragraphs (c) (2), (c) (4) and (c) (5), will be rated only by the War Production Board, even though the facilities when completed will be owned, leased or operated by the Army, Navy or Maritime Commission.

(e) Redelegation of authority to assign ratings. The authority delegated to the Army and Navy Munitions Board in paragraph (c) may be redelegated by the Board only to authorized officials of the agencies enumerated in paragraphs (b) (1), (b) (2) and (b) (3) except that the authority to assign preference ratings under paragraph (c) (6) may be redelegated only to the Maritime Commission, the War Shipping Administration and the Coordinator for Ship Repair and Conversion and officials thereof.

(f) Method of assigning ratings. (1) [Deleted Sept. 12, 1945.]

(2) Preference ratings assigned under this directive shall be assigned on Form WPB-542, on Form WPB-646, or as prescribed in subparagraph (3) below.

(3) When any Government agency having the authority assigns a preference rating to deliveries to be made to or for its account, it may do so by placing the rating on the purchase order or contract and endorsing the order or contract with a certification substantially as follows: "By authority of the War Production Board the preference ratings indicated are assigned to the deliveries on this purchase order or contract." This certification may be placed on a purchase order or contract by means of a rubber stamp or printed on the order or contract form. The certification need not be signed separately if the purchase order or contract is signed by an official who is authorized to assign the ratings on behalf of the agency which is placing the order or contract. This method of assigning the rating may not be used when the assignment of the rating is subject to review and approval by the War Production Board before issuance.

(4) Re-ratings may be issued or effected within War Production Board

program determinations in the manner prescribed by Priorities Regulation 12.

(5) Every rating assigned under this directive on a form or certification shall be assigned in the manner prescribed therein without attaching any further conditions or qualifications, except that in approving any Form WPB-542 for tires or tubes the War Production Board may limit the use of the rating to a specific make of tire or tube, or may provide that delivery may only be obtained from a specified supplier.

(g) Application and extension of ratings. Ratings assigned under this directive may be applied and extended only in accordance with applicable regulations of the War Production Board.

(h) [Deleted Sept. 12, 1945.]

(i) Authority to change destination of shipments or to allot materials. Specific authority to issue on Form GA-209 instructions to contractors and subcontractors for change in destination of shipments of items being produced for Army or Navy programs, or authority to allot specific materials for specified purposes, may be delegated from time to time to officers of the Army and Navy respectively, by the Chairman or Program Vice Chairman of the War Production Board.

(j) Directives and delegations of authority superseded. This directive supersedes Directives 23, 31 and 32 and all individual delegations of authority to assign preference ratings which have heretofore been issued by officials of the War Production Board to the Army and Navy Munitions Board or to any service of the Army, to the Army Air Forces or to any Bureaus of the Navy or Maritime Commission.

(k) Effective date. This Directive 41, as amended, shall take effect on September 15, 1945.

Issued this 12th day of September 1945.

LINCOLN GORDON,
Program Vice Chairman.

[F. R. Doc. 45-17095; Filed; Sept. 12, 1945;
11:54 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, as Amended Sept. 11, 1945]

§ 944.23 Priorities Regulation 3—(a) Purpose of this regulation. This regulation states the rules for the use of preference ratings, what kind of purchase orders or services may be rated and how a rating may be put on an order. It also places restrictions on the use of ratings and includes lists of products for which ratings may not be used at all or for which certain kinds of ratings may not be used. In general this regulation should be consulted before using a rating whether it was gotten directly from the War Production Board or from a customer.

(b) Definitions. For the purposes of this regulation:

(1) "Person" and "material" mean the same thing they do in Priorities Regulation 1.

(2) "Assignment" of a preference rating. A preference rating is assigned to a person when the War Production Board or someone that it has authorized issues an order or preference rating certificate giving him the right to use the rating.

(3) "Application" of a preference rating. A preference rating is applied when the person to whom it is assigned uses the rating. A rating is applied also when any governmental agency which is authorized by the War Production Board rates an order for delivery of material directly to it.

(4) "Extension" of a preference rating. A preference rating is extended when it is used by the person to whom it is applied or extended by another person.

(c) *Use of ratings in general.* (1) When a regulation, preference rating order or preference rating certificate assigns a rating to any person, either by naming him or by describing the class of persons to which he belongs (as is done in the schedules to CMP Regulation 5), that person may apply the rating to get delivery of material or the performance of certain services. Also, a person may under certain conditions extend a rating which has been applied or extended to his deliveries of material, but not one applied to services. More detailed rules as to how and when ratings may be applied or extended are set out below in this regulation.

(2) When a War Production Board order or certificate states the quantities and kinds of material or the particular services which are rated, the person to whom it is assigned may use the rating to get only that quantity and kind of material or that particular service named in the order or certificate. If the quantities of material are not stated in the order or certificate assigning the rating it may be applied only to get the minimum amount needed.

(3) No person may place rated orders for more material than he is authorized to rate even though he intends to cancel some of the orders or reduce the quantity of material ordered to the authorized amount before it is all delivered.

(d) *When AA ratings may be extended for material.* The following provisions of this paragraph (d) apply to all extensions of preference AA ratings to get deliveries of material, unless they are modified by or are inconsistent with the provisions of any particular order.

(1) A manufacturer of Class B products under the Controlled Materials plan and a holder of Form WPB-2613 (formerly PD-370) may not extend his customers' AA ratings as explained in more detail in CMP Regulation 3 and in Priorities Regulation 11B.

(2) When a person has received a AA rated order for the delivery of material, he may extend the AA rating to get the material which he will deliver on that order, or which will be physically incorporated in material which he will deliver. If the material is to be processed, this includes the portion of it which would normally be consumed or converted into

scrap or by-products in the course of processing.

(3) If a person has made delivery of material, or has incorporated it into other material which he has delivered on an AA rated order, he may extend the AA rating to replace it in his inventory. However, if after delivering the material he still has a practicable working minimum inventory he may not extend the AA rating to replace the material delivered; and if by making the delivery his inventory is reduced below this minimum, the AA rating may be extended to get only the amount necessary to restore the inventory to a practicable working minimum. Any material ordered to replace in inventory must be substantially the same as the material which the person delivered or incorporated in the material which he delivered, except for minor variations in size, shape or design.

(4) A person to whom an AA rating has been applied or extended to get material may not extend that AA rating to get containers or closures to pack the material except as permitted by any order in the Containers, Part 3270, Series (Orders P-140 and P-146 are the only ones that now permit the extension of such AA ratings). Nor may he extend such AA rating to get any material for his own plant improvement, expansion or construction, or to get machine tools or other items which he will carry as capital equipment, or to get business machines for his own use whether purchased or leased, or to get maintenance, repair or operating supplies for his own use. Other orders or regulations, such as CMP Regulation 5 and some orders in the "P" series, assign ratings which may be used by the proper persons to get maintenance, repair or operating supplies and minor capital additions.

(d-1) *AAA, MM and CC ratings.* (1) AAA and MM ratings may be extended under the same conditions as AA ratings, as described in paragraph (d), subject to the conditions of this regulation; except that manufacturers of Class B and unclassified products may extend these ratings for deliveries of production materials to them during the fourth quarter of 1945 and subsequent quarters.

(2) CC ratings may not be extended by a supplier to get production materials needed to make the item sold to his customer, or to replace in inventory materials used to make the item. A distributor, warehouse, retailer, or other person who resells the item without further fabrication may extend the CC rating where he does not have the item in inventory, but may not extend the rating to replace the item in inventory.

A textile converter receiving a CC rating from his customer for finished fabric may extend the rating to get the gray fabric (including the portion of it which would normally be consumed or converted into scrap or by-product in the course of processing) which he will deliver in finished state on that order, or to replace in inventory fabric used to fill the order. However, if after delivering the material he still has a practicable working minimum inventory he may not

extend the CC rating to replace the material delivered; and if by making the delivery his inventory is reduced below this minimum, the CC rating may be extended to get only the amount necessary to restore the inventory to a practicable working minimum. Any material ordered to replace inventory must be substantially the same (except for the finishing) as the material which the person delivered, except for minor variations in construction.

(e) *Additional restrictions upon use of ratings for certain materials.* Because of special circumstances which exist with respect to certain materials and products, the use of preference ratings to get items on Lists A or B attached to this regulation is restricted as follows:

(1) *Items as to which preference ratings have no effect; List A.* Any item on List A may be produced or delivered without regard to preference ratings. No person shall apply or extend any rating to get any of these items and no person selling any such item shall require a rating as a condition of sale. Any rating purporting to be applied or extended to any such item shall be void and no person shall give any effect to it in filling an order.

(2) *Items to which blanket MRO ratings do not apply; List B.* Blanket MRO ratings may not be applied to get any item on List B, except as permitted by the list. A blanket MRO rating means a rating assigned by CMP Regulation 5 or 5A, or by any other War Production Board regulation, order (including an order in the "P" series), form or certificate which assigns a rating for maintenance, repair or operating supplies without specifying the kind and quantity of the material to which the rating may be applied. Where the quantity of material is specified in terms of dollar value only, the rating is a blanket MRO rating. No person shall give any effect to any rating applied to his deliveries of any item on List B if he knows or has reason to believe that it is a blanket MRO rating. Any blanket MRO rating applied to an order for any item on List B which was not delivered before the date the item was added to the list shall be deemed void. The restrictions of this paragraph are not applicable when the blanket MRO rating is applied to get an item on the list for use on board ship, but in such a case the rating may not be extended by the person to whom it is applied.

(3) *Illustration.* A manufacturer of a product listed in Schedule II of CMP Regulation 5 is assigned a rating of AA-2 for operating supplies. He may not use the rating to buy wooden shelving for his own use since it is on List B. A contractor has received an order bearing a rating of AA-3 to install wooden shelving in an Army camp. He may extend that rating to get the wooden shelving from the manufacturer since in this case the shelving is production material as to him and not operating supplies. If, however, wooden shelving were on List A instead of List B, neither rating could be used.

(f) *Use of ratings for services*—(1) *Ratings may not be used for personal services.* Preference ratings may never be used to get labor or personal services as distinct from services performed in the course of a regular business involving the use of plant, machinery or equipment owned by the person furnishing the services. For example, ratings may be used to get a repair job done in a repair shop as explained below but may not be used to compel an individual employee to work on a repair job or to obtain the services of a consulting engineer.

(2) *Three cases where ratings may be used for services.* There are only three situations in which a preference rating may be used to get services, as distinct from the production or delivery of material:

(i) *A rating assigned for the purpose.* If the War Production Board assigns a rating to a named person to get specified services, he may use the rating for that purpose.

(ii) *For processing.* When a person has a rating which he may use to get processed material, he may (unless prohibited by another regulation or order) furnish the unprocessed material to a processor and use the same rating to get it processed.

(iii) *For repairs.* A blanket MRO rating may be applied by the person to whom it is assigned to get his plant, machinery or equipment repaired even if the repair job does not involve the delivery of repair parts or materials. See paragraph (e) (2) for definition of a blanket MRO rating. A rating assigned on Form WPB-541 (formerly PD-1A) or WPB-542 (formerly PD-3A), or any other rating which may be applied to the delivery of specific repair parts or materials, may also be applied to the installation of the repair parts or materials or to the repair job alone if it is found that installing the parts or materials is not necessary. However, in the case of ordinary plumbing, heating, electrical, automotive or refrigeration repairs, a rating may not be applied to repair work even if the rating is expressly applicable to repair parts or materials. As used in this subparagraph, "repair" means to fix a plant, machinery or equipment after it has broken down or when it is about to break down. "Repair" does not mean upkeep or maintenance service such as periodic inspection, cleaning, painting, lubricating, etc.

(3) *Ratings for services only may not be extended.* A person to whom a rating for services, as distinct from the production or delivery of material, has been applied or extended may not extend the rating for any purpose.

(g) *How to apply or extend a rating.* (1) When a person applies or extends a preference rating he must put the rating (and symbol, if appropriate) on the order together with a certification signed as prescribed in Priorities Regulation 7. He may use the standard certification set out in that regulation, or if he prefers the following:

CERTIFICATION

The undersigned purchaser hereby represents to the seller and to the War Production

Board that he is entitled to apply or extend the preference ratings indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as amended, with the terms of which the undersigned is familiar.

(Name of Purchaser)

(Address)

By -----
(Signature and Title of
Duly Authorized Officer)

(Date)

The person who receives the certification shall be entitled to rely on it as a representation of the buyer unless he knows or has reason to know that it is false.

(4) When a person applies or extends a rating he shall also include on his purchase order or contract any information which may be required by any applicable War Production Board order. However, he is not required to include the serial number of the preference rating certificate assigning the rating.

(5) Each person who applies or extends a rating must keep at his regular place of business all documents including purchase orders and preference rating orders and certificates which authorize him to apply or extend the rating. These documents, orders and certificates must be kept in such a way that they can be readily segregated and furnished to representatives of the War Production Board for inspection.

(6) When either certification authorized in this paragraph (g) is used it will not be necessary to use any other certification in order to apply or extend a preference rating, nor will it be necessary to furnish a copy of any preference rating order no matter what any regulation, preference rating order or preference rating certificate says unless it expressly states that this regulation does not apply. This does not affect the requirements of Priorities Regulation No. 9 (§ 944.30) when ratings are applied to certain types of exports, in which case its terms control.

(7) No person shall knowingly purport to apply or extend a preference rating to any order unless he is entitled to do so. No person shall apply or extend a rating for material or services after he has received the material or after the services have been performed, and any person who receives such a rating shall not extend it.

(h) *Provisions applicable to extensions; deferment and grouping.* No matter what any applicable preference rating order or certificate may say,

(1) No person may extend any rating to replace inventory after three months have passed from the time he could have first extended it;

(2) When a person has two or more ratings of the same grade which were assigned by different preference rating certificates or orders he may combine them and extend them to one delivery; and

(3) When a person has two or more ratings of different grades, or where they

were assigned by the same or different certificates or orders, he may extend them to deliveries under one purchase order. However, the purchase order must show the amount of each material to which a particular grade of rating is extended. If the type and quantity of the material is such that the supplier can readily determine the exact effect of the extension of the rating on his production and delivery schedule from percentage figures alone, then the purchase order may show the amount of the material to which the particular grade of rating is extended on a percentage basis; otherwise, it must be shown as a separate item. In order to avoid production or delivery of material in quantities smaller than the minimum commercially practicable a person may combine ratings of different grades and extend the rating of the lowest grade to the total production or delivery.

(i) *Restrictions in other orders.* When any person applies or extends a rating he shall be subject to any applicable rule or restriction which may be set forth in the order of the War Production Board which assigns the rating or any other order which regulates transactions in the material or the facilities for which he is using the rating. This includes restrictions as to the kind and amount of material to which ratings may be applied or extended, requirements for written approval of any particular transaction, restrictions on certain uses of material or facilities and any other rules which may be applicable to the particular transaction. However, the rules of paragraphs (g) (4) and (g) (6) apply unless some other order or certificate expressly says that they do not.

Issued this 11th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.
LIST A

The following items may be delivered without regard to any War Production Board preference ratings:

Chemicals of the following types manufactured or produced for exclusive use in the petroleum industry, as petroleum industry is defined in Preference Rating Order P-98-b:

- a. Antioxidants (gum inhibitors) for motor fuels.
- b. Chemical additives and compound bases for heavy duty gasoline engine, diesel engine and aviation engine oils.
- c. Chemical additives and compound bases for hypoid gear oils.
- d. Synthetic catalysts for oil cracking operation.
- e. Synthetic catalysts for cumene and cumene manufacture.
- f. Synthetic catalysts for petroleum isomerization operations.
- g. Synthetic catalysts for petroleum sweetening operations.
- Communications services.
- Dental burs.
- Electric energy.
- Gas, manufactured combustible, of the type generally distributed by utilities.
- Gas, natural.
- Petroleum; restricted products as defined in Order M-201.
- Silicon carbide settling tank and dust collector fines.

Steam heating, central.
Track-laying tractor repair parts.
Ice.
Tobaccos.¹
Vegetable, fish, marine animal and animal fats and oils, whether edible or inedible and including their by-products and residues (whether resulting from refining, distillation, saponification, pressing or settling).¹
Sulfated, sulfonated, and sulfurized fats and oils.¹
Tall oil.¹
Wool grease.¹
Soap (other than metallic).¹
Fatty acids.¹
Food for human or animal consumption.¹
Glycerine.¹
Graphite crucibles.
Pig iron.
Alarm clocks.
Waste paper.
Water.
Containerboard, as defined in Order M-290.
Low and high temperature fractional distillation equipment for gas and gasoline analysis.
Roofing granules.

LIST B

Blanket MRO ratings, as defined in paragraph (e) (2), may not be used to obtain the items on this list. If a rating is needed to get a specified quantity of any product on the list, application may be made on Form WPB-541 (formerly PD-1A) or on any other form which may be designated for a particular product or for use by a particular person in a War Production Board order.

Adhesive tape backed with cellophane or similar transparent material derived from cellulose.

Animal traps.
Anti-freeze, all types.
Athletic and sport equipment.
Auger Bits, Type 1 as defined in Schedule VIII to Order L-157.

Automotive maintenance equipment as defined in Limitation Order L-270.

Automotive replacement batteries as defined in Limitation Order L-180.

Automotive replacement parts as defined in Limitation Order L-158.

Award emblems, badges, buttons and other similar award pins (not including identification badges).

Bicycles.
Blowers, portable electric hand, and industrial vacuum cleaners.

Can, jar and bottle capping, closing and sealing machinery and equipment (other than screw capping machines) having a retail sales value of \$25 or more, inclusive of motors.

Cast iron cooking utensils.
Cellophane and cellulose acetate film less than three one thousandths (0.003) of one inch thick.

Cellulose caps or bands of any gauge.
Chain, welded coil, sizes $\frac{5}{16}$ " and under.
Chemicals listed in Direction No. 5 of this regulation. (See that direction for MRO ratings which may be used.)

Chinaware.
Civilian defense devices: any device, equipment, instrument, preparation or other material designed or adapted for use in connection with:

a. Air raid warnings or detection of the presence of enemy aircraft; or
b. Blackouts or dimouts; or
c. The protection of civilians, either individually or collectively against enemy action or attack.

Clocks, watches and timers, including chronometers, chronographs and electrical timers, but excluding interval timers.

Clock and watch repair materials including mainsprings.²

Closures and closing devices required for packaging products to be shipped or delivered, as follows:

a. Closures for glass containers
b. Gummed stay and sealing tape paper and cloth.

c. Paper and paperboard bottle caps, closures, and hoods.

Compressors, reciprocating type for compressing air in any size smaller than 10 horsepower, of the tank mounted design sometimes referred to as the garage or service station type of compressors (new).

Containers, fabricated (in knock-down or set-up form, whether assembled or unassembled) required for packaging products to be shipped or delivered. For the purpose of this item the word "containers" shall not include shipping reels and skids, or any item which is specifically excluded from the following sub-items (such as "shell containers" in sub-item f.) It shall, however, include but is not limited to:

a. Bags, all types and specialty envelopes (including those made of paper, textile, combinations of materials, transparent films, metallic foils, parchment, kraft or sulphite).
b. Baskets and hampers

c. Cans, as defined in Order M-31

d. Collapsible tubes

e. Cooperage, tight and slack

f. Fibre cans, fibre tubes (except shell containers), fibre bottles, fibre mailing cases, and fibre drums.

g. Folding and set-up boxes (paperboard)

h. Gas cylinders (including only metal containers as described in Item 1 of Table 17 of Order M-293).

i. Glass containers
j. Ice cream cans (paperboard) and paraffin cartons and pails.

k. Paper cups and paper food containers, except as permitted by Order L-336.

l. Paper milk containers.
m. Steel shipping drums as defined in Order L-197

n. Wooden and fibre inner containers

o. Wooden and fibre shipping containers and parts, as defined in Order P-140.

p. Metal strapping, as covered in Order P-152.

Corrugated and solid fiber sheets, not constituting "fibre shipping containers" as defined in Order P-140.

Cutlery, as defined in any order of the L-140 series.

Domestic and commercial electric fans.

Domestic electric ranges.

Drums, hard rubber.

Electrical appliances as defined in Order L-65.

Electric irons.

Electronic heating generators.

Electronic intercommunicating systems, including public address systems.

Enameled ware, as defined by Limitation Order L-30-b.

Fans (see "Industrial air circulators, new" and "Domestic and commercial electric fans").

Filing cabinets, wooden.

Fire protective equipment, including only:

a. Fire pumps.
b. Fire sprinkler systems.

Flatware.

Frying pans.

Fuel.

Furniture for any use, except furniture specifically designed for schools.

Galvanized ware and non-metal coated metal articles as governed by Limitation

Order L-39-a (except for funnels, oil and gasoline cans having a capacity of from 1 to 5 gallons, inclusive, and flexible spout measures).

Glass tableware.
Glass tumblers.

Incandescent photoflash lamps.

Industrial air circulators, new (The term includes any new propeller type fan designed for deck, pedestal, wall bracket, ceiling, or floor mounting, for circulating air within a room or space without the use of ducts, and powered by an electric motor drawing more than 200 watts. Such a fan is sometimes referred to as a "man-cooler" or a "restaurant fan". It does not include propeller type fans designed for exhausting air from inside a building or room to the outside, or for supplying air from the outside to the space within, and normally mounted in a window or over a door or in a wall.)

Kitchenware, heavy duty (except ratings applied by a food processor, which includes any person engaged in the business of preparing, processing, canning, packing or packaging human or animal foods for distribution. It does not include any person who prepares food for consumption on the premises (such as a hotel, restaurant, hospital or educational institution) or distributes it at retail (such as a grocery or retail meat market)):

a. Bakery utensils;
b. Butcher benches;
c. Butcher blocks;
d. Canopies or hoods;
e. Carriers, food;
f. Carriers, tray;
g. Coffee mills and grinders;
h. Counters, cafeteria, lunch and servings;
i. Counter protectors;
j. Cutters, french fry;
k. Cutters, meat, bone and fish;
l. Dispensers, milk and cream;
m. Display racks;
n. Dough dividers;
o. Dough troughs;
p. Knife sharpeners and grinders;
q. Pans, cold;
r. Potato mashers;
s. Potato and vegetable parers or peelers;
t. Racks, bread (bakery);
u. Racks, dump (bakery);
v. Racks, pans (bakery);
w. Sandwich units;
x. Slicers, meat and bread;
y. Tables, bakers;
z. Tables, cooks, chef, salad and work;
aa. Tables, rolled and clean dish;
bb. Toaster stands;
cc. Tray stands;
dd. Trucks, food;
ee. Urn stands;

Insulation blowing machines complete (new only), and the following parts thereof:
(a) Internal combustion engines, or electric motors.

(b) Blowers.

(c) Speed reduction units.

Kitchen household and miscellaneous articles governed by Limitation Order L-30-d.

Laboratory instruments and equipment, including parts thereof. (Except ratings assigned by Preference Rating Orders P-43, P-63, P-69 and P-93-b, and ratings assigned pursuant to Order P-56; but those ratings may not be used for items on List A of Order L-144.)

Lawn mowers, including power and gang mowers.

Lockers, wooden, for offices and factories.

Medical, surgical and dental equipment and supplies (except parts for the maintenance or repair of existing equipment) including:

a. Anesthesia and oxygen equipment and accessories;
b. Atomizers;
c. Clinical thermometers;
d. Crutches;
e. Dental consumable supplies;

¹Subject to War Food Order 71 (formerly FD Regulation No. 1) of the War Food Administration.

²It is not contemplated that any preference ratings will be assigned by the War Production Board on Form WPB-541 for clock and watch repair materials including mainsprings.

f. Dental equipment and appliances (except dental lathes);
g. Diagnostic instruments and apparatus;
h. Electric light bulbs for diagnostic instruments;

i. Hearing aids;
j. Hospital and medical rubber drug sundries, except surgeons' gloves when acquired in accordance with Order R-1

k. Hospital enamelware and stainless steel ware;

l. Hypodermic needles and syringes;
m. Operating and examining room furniture;

n. Operating and examining room lights;
o. Ophthalmic goods.

p. Orthopedic appliances including splints, belts and trusses;

q. Physical therapy equipment and supplies;

r. Sterilizers;
s. Surgical dressings;

t. Suture needles;
u. Sutures;

v. X-ray equipment and supplies, including X-ray tubes, X-ray valve tubes, X-ray developing hangers, X-ray timers, and similar supplies and accessories.

Medical, surgical and dental instruments.
Medicinal preparations, including vitamins.

Metal bathtubs

Monorail system and additions thereto, except one complete addition valued at less than \$200.00.

Pails and tubs, wooden, including wooden mop pails.

Paper and paperboard and products manufactured therefrom and molded pulp products; excluding carbon paper, tracing paper, reproduction paper, sensitized paper, engineering graph paper, chemically treated paper for engineering use, litmus paper and filter paper and paper tags.

Paper charts for recording instruments.

Pencils, mechanical.

Pencils, wood cased.

Pens, fountain.

Pen holders.

Pen nibs, steel.

Photographic film sensitized, as controlled by Order L-233.

Photographic papers, sensitized, except blueprint, whiteprint, ozalid, photostat, rectigraph and other line reproduction papers. (See Direction 24 to CMP Regulation 5.)

Plins, common and safety

Printing and publishing:

a. Printed matter including items such as letterheads, envelopes, forms and printed and ruled stationery;

b. Processed printing plates;

c. Type metal, stereotyping metal and electrotype backing-metal;

d. Printing paper, paperboard and binders board;

e. Book cloth;

f. Blankbook and loose-leaf binders, metal parts and units;

g. Mechanical bindings.

Radio transmitters, receivers and transceivers.

Refrigeration and air conditioning systems and parts, except as permitted in Direction 10 to Priorities Regulation 3.

Screen cloth, metal insect.

Scales and balances

Softwood plywood, as defined in Limitation Order L-150-a.

Tire retreading, recapping and repair equipment, including full circle and sectional air bags.

Venetian blinds.

Wooden shelving.

Woodworking machinery, Class I, as defined in Order L-311.

INTERPRETATION 1

Interpretation 1 of Priorities Regulation 3 [Revoked Nov. 17, 1943.]

INTERPRETATION 2

EFFECT OF LISTS A AND B ON UNFILLED ORDERS

The restrictions on the use of ratings for the items on Lists A and B apply to orders for such items which had been placed before the date the item was put on the list but were not yet filled. (Issued Nov. 17, 1943.)

INTERPRETATION 3

FIRE PROTECTIVE EQUIPMENT

The term "Fire protective equipment" on List B of Priorities Regulation 3 includes only the end items listed and does not include materials or parts required for the repair or maintenance of those items.

For example, fire pumps and fire sprinkler systems are listed and therefore may not be obtained on blanket MRO ratings, whereas a part required to repair a pump or sprinkler system may be obtained on blanket MRO ratings. Similarly, blanket MRO ratings may not be used to extend an existing sprinkler system, but such ratings may be used to repair or replace sprinkler heads which have been opened up by fire or damaged in any other way. (Issued Oct. 21, 1944.)

INTERPRETATION 4

CMPL-224 AND GA-1456 AUTHORIZATION

Reference is made in various War Production Orders to P-19-h orders or to orders in the P-19 series, and in some of these orders the delivery of material or equipment is not allowed, unless the material or equipment is rated under a P-19-h order or an order in the P-19 series. Order P-19-h has in a large measure been superseded by CMPL-224 authorizations and this last form has in turn been superseded by form GA-1456. Consequently any reference to a P-19-h order or to an order in the P-19 series is also reference to an authorization on form CMPL-224 or GA-1456, and if the delivery of an item is permitted under a P-19-h order or an order in the P-19 series it also may be delivered under a CMPL-224 or GA-1456 authorization. (Issued Apr. 23, 1945.)

INTERPRETATION 5

RESTRICTIONS OF OTHER ORDERS; "MASKING" TAPE

(a) *Restrictions of other orders on use of ratings or delivery.* The provisions of paragraph (e) relate only to the items which appear on the lists. When any other order of the War Production Board restricts the use of preference ratings to obtain any product, or restricts delivery of a product in any way, those restrictions are applicable even though that product is not listed in Priorities Regulation 3 (§ 944.23). This rule specifically applies to the items which were on List C before the amendment of August 10, 1943.

(b) *"Masking tape."* Blanket MRO ratings may be used to get industrial pressure sensitive adhesive tape (paper and cloth), also called "masking" tape. This type of tape is not included in "Gummed stay and sealing tape; paper and cloth."

This interpretation is not applicable to adhesive tape backed with cellophane or similar transparent materials derived from cellulose which may not be obtained with blanket MRO ratings. (Issued Dec. 18, 1943.)

INTERPRETATION 6

EFFECT OF PREFERENCE RATING CERTIFICATE REFERRING TO PRODUCT OF A PARTICULAR MANUFACTURER

(a) When a preference rating certificate in assigning a rating to a product describes the product by its trade name or by the manufacturer's name and catalogue number, the rating may ordinarily be used to get the product from any manufacturer if the model actually obtained is substantially identical in size, operation and function with that named in the certificate.

(b) The rule stated in the preceding paragraph is consistent with the statement in paragraph (c) (2) of Priorities Regulation 3 (§ 944.23), that a preference rating may be applied only to the specific quantities and kinds of material authorized. Ordinarily a reference in a preference rating certificate to a particular product of a particular manufacturer is no more than a shorthand way of describing the product. It is safe to assume, unless the certificate clearly states otherwise, that what is being rated is a certain kind and size of product which may be obtained from any manufacturer who makes that kind and size. If it is intended to confine the rating to a particular product of a particular manufacturer, the certificate should say so explicitly. (Issued Sept. 8, 1943.)

INTERPRETATION 7

LIMITATIONS ON THE RIGHT TO USE RATINGS TO GET MATERIALS PROCESSED

(a) *What this interpretation covers.* This interpretation explains the limitations on the use of a preference rating assigned to the delivery of a material to get material processed under paragraph (f) (2) (ii) of the regulation.

(b) *Controlled materials.* Preference ratings cannot be used to buy controlled materials (steel, copper, and aluminum in controlled material form) from a producer or warehouse and consequently no rating may be used to get material processed into a controlled material by a producer or warehouse. There is one exception to this general rule which is covered by paragraph (d-1) of CMP Regulation No. 8, which assigns a preference rating to steel producers for use in getting steel processed into a controlled material form.

(c) *Class B products.* Paragraph (g) (3) of CMP Regulation No. 1 prohibits allotments of controlled materials to B product manufacturers except by the War Production Board and, as explained in Interpretation No. 16 to CMP Regulation No. 1, also prohibits a customer from furnishing controlled materials to a B product manufacturer. A special exception to this general rule is provided in Direction 36 to CMP Regulation No. 1. In all cases not covered by the exception, it is improper for a person to furnish controlled materials to a B product manufacturer for processing and consequently no preference rating can be used to get such processing done. In this connection, attention is called to the fact that all products, whether Class A products or Class B products, which are bought for use as maintenance, repair, or operating supplies are treated as though they were Class B products. This is covered by paragraph (k-1) (2) of CMP Regulation No. 1. As pointed out in Interpretation No. 13 to CMP Regulation No. 1, a Class A repair part is handled on a Class B basis and therefore paragraph (g) (3) of the regulation is applicable.

(d) *Ratings not to interfere with authorized controlled material orders.* While a person who has been assigned a rating to get material may use the rating to get the use of the facilities of a controlled materials producer to have the material processed (if the material, when processed, is not a controlled material) rated orders for the use of a controlled materials producer's facilities must not interfere with the acceptance, production, or delivery of orders which he is permitted to fill under paragraph (t) (3) of CMP Regulation No. 1. Attention is called to Interpretation No. 4 to Priorities Regulation No. 1 on this subject. (Issued Nov. 18, 1943.)

INTERPRETATION 8

ELECTRONIC INTERCOMMUNICATING SYSTEMS

List B of Priorities Regulation 3 (§ 944.23) forbids the use of blanket MRO ratings to obtain electronic intercommunicating sys-

tems. This restriction applies only to getting systems not yet installed. Therefore, blanket MRO ratings may be used to obtain repair parts and materials for existing intercommunicating systems. Also, those blanket MRO ratings which may be used for minor capital additions, may within prescribed dollar limits be used to add stations to an existing intercommunicating system to bring it to its designed capacity. Thus, if an intercommunicating system is designed for 16 stations, with only 12 stations originally installed, four stations may be added by the use of blanket MRO ratings. However, an expansion beyond the 16 stations, or any enlargement of or an extension beyond the designed capacity, may not be obtained by use of blanket MRO ratings. (Issued Feb. 27, 1945.)

INTERPRETATION* 9

CERTAIN MRO RATINGS ASSIGNED UNDER P-98-b ARE NOT BLANKET MRO RATINGS

Paragraph (e) (2) of Priorities Regulation 3 prohibits the use of a "blanket MRO rating" to get any item on List B. See that paragraph for a definition of a "blanket MRO rating". Some of the items which are on List B also appear on Schedule B of Preference Rating Order P-98-b. That schedule provides a way to get a rating for the items which appear on it so that such P-98-b ratings will not be "blanket MRO ratings". These ratings are assigned to specific purchase orders for a specific kind and quantity of the material desired.

Therefore, when a rating assigned pursuant to Schedule B of P-98-b (as evidenced by the symbol MRO-P-3) is applied to a purchase order for any item which is set out on Schedule B of that order that rating is valid, despite the fact the item is also on List B of Priorities Regulation 3.

The order does not require the purchaser to furnish a copy of his approved purchase order to the supplier, and the supplier should give effect to the rating and certification unless he knows or has reason to believe that the purchase order has not been rated as provided in Schedule B of Order P-98-b. (Issued Jan. 24, 1944.)

INTERPRETATION 10

USE OF RATING TO OBTAIN LEASED MACHINERY

(a) A preference rating which has been assigned for the delivery of an item of machinery or equipment may be used to lease the equipment as long as the following conditions are fulfilled:

(1) The lease must be a long-term semi-permanent arrangement where both parties contemplate the comparatively permanent installation of the machine or equipment. For instance, a rating could be used to obtain a machine under lease where the lease was for one year, with provision for renewal at the end of each year, and both parties expected that the lease would be renewed from time to time. However, the rating could not be used to obtain a machine for a month's use.

(2) If the rating is limited by specific dollar amount, it may be used only to lease machinery or equipment whose fair market value is no greater than the amount specified. For example, CMP Regulation No. 5 assigns a rating for the purchase of minor capital additions not exceeding \$500. This rating can be used to lease a machine if its fair market value is not more than \$500.

(b) If the instrument assigning the ratings specifies a lease rather than a purchase, it is not necessary to comply with the above conditions. (Issued April 25, 1944.)

INTERPRETATION 11

IDENTIFICATION OF BLANKET MRO RATINGS

Generally speaking, ratings accompanied by the symbol "MRO" are blanket MRO ratings

when they are applied to get an item on List B of Priorities Regulation 3. Therefore, any person receiving an order for a List B item bearing a rating accompanied by the symbol "MRO" must assume that the rating is a blanket MRO rating and give it no effect, unless the person who applied or extended it demonstrates (1) that it is not a blanket MRO rating or (2) that it is an extension of a blanket MRO rating applied on an order which was filled before the item was added to List B. (See paragraph (c) (2) of Priorities Regulation 3 for definition of "blanket MRO rating.")

It should not be assumed, however, that all blanket MRO ratings are accompanied by the "MRO" symbol. Several "P" and "U" Orders assign blanket MRO ratings which are accompanied by symbols other than "MRO." For example, a blanket MRO rating is assigned by Preference Rating Order P-63, but the symbol accompanying the rating is "S 8".

The question has been raised whether the War Production Board assigns the symbol "MRO" in connection with the assignment of a rating on Form WPB-541 (PD-1A) for a List B item. The answer to this question is "No." Therefore, no rating which was assigned on Form WPB-541 for a List B item could properly be accompanied by the "MRO" symbol. (Issued April 25, 1944.)

INTERPRETATION 12

RECORDS OF EXPORTERS

Paragraph (g) (5) of Priorities Regulation No. 3 requires each person who applies or extends a rating to keep all documents including preference rating orders and certificates which authorize him to apply or extend the rating at his regular place of business. The Foreign Economic Administration and its predecessors, the Board of Economic Warfare and the Office of Economic Warfare, have assigned preference ratings to exporters for export by endorsing appropriate legends upon export licenses. The original of every export license, however, is required by other government regulations to be surrendered to export officials at the time of shipment. Consequently, persons who receive their assignments of preference ratings on export licenses are not in a position to retain the original of the export license and thus are not required to do so by paragraph (g) (5) except only in those cases where other government regulations do not require the surrender to the government of the documents referred to. However, such persons must keep any copies of the export licenses which are returned to them for their files. (Issued August 24, 1945.)

INTERPRETATION 13

TIME LIMIT ON USE OF RATINGS

Preference ratings may not be extended to replace material in inventory after three months from the time delivery was made to the customer. This is the rule of paragraph (h) (1) of the regulation.

When a rating is being applied (except a blanket rating such as one assigned by CMP Regulation 5) or when any rating is extended for some purpose other than to replace inventory, this may be done only within a reasonable time after the rating was received. Generally speaking, more than three months is deemed to be an unreasonable delay in the use of a rating. In a particular case there may be circumstances which make a reasonable time shorter or longer than three months. For example,

(1) A rating assigned to a construction project on a form which says when the rating expires (such as GA-1450 or CMPL 593) may be applied for material going into the project until the expiration date stated, even though more than three months may have elapsed.

(2) A rating assigned in connection with an export license may be applied as long as the license is valid and expires when the license expires or is revoked. (For explanation of this rule see Interpretation 2, Directive 27.)

(3) When a rating is applied to a long term contract (such as the construction of a ship), it may be extended for material needed to fill the contract, even though more than three months have elapsed.

(4) If the purpose for which the rating was assigned no longer exists, the rating may not be applied even though three months have not elapsed.

(5) When a rating is extended by a person to get material to deliver to his customer, or to incorporate in such material, the time within which it may be done will, in general, be controlled by the delivery date on his customer's order.

The fact that a person has not been able to get his rated order accepted by a supplier does not lengthen the time within which he may use his rating. (Issued June 23, 1944.)

INTERPRETATION 14: Revoked Apr. 23, 1945.

INTERPRETATION 15

REFERENCES IN LISTS A AND B TO ORDERS WHICH HAVE BEEN REVOKED

In many items on Lists A and B of Priorities Regulation 3 reference is made to specific WPB orders or schedules for a definition of the specific items covered by the lists. Sometimes the order or schedule referred to is revoked without any change in the listing on List A or B. When one of these orders or schedules is revoked, the listing of the item on List A or B, nevertheless, remains in full force and effect, and the item as listed on List A or B has the same meaning as before the revocation of the order. (Issued July 3, 1945.)

[F. R. Doc. 45-16333; Filed, Sept. 11, 1945; 4:51 p. m.]

PART 1010—SUSPENSION ORDERS

[Revocations, List 3]

REVOCATION OF DESIGNATED SUSPENSION ORDERS

In view of the revocation of certain Limitation and Conservation Orders controlling the supply and distribution of materials, the Chief Compliance Commissioner has directed that the suspension orders hereinafter listed be revoked forthwith.

In view of the foregoing, it is hereby ordered that the following suspension orders be revoked, effective September 12, 1945: *Provided, however*, That this revocation does not affect any liabilities incurred for violations of the suspension order prior to revocation:

§ 1010.692 S-662—Allyn & Bacon.
§ 1010.695 S-875—The Grack Company, Inc.
§ 1010.675 S-875—Leonard Tissue Company.
§ 1010.672 S-672—Phillipsburg Textile Print Works.
§ 1010.696 S-536—Reliance Manufacturing Company.

Issued this 12th day of September, 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-17037; Filed, Sept. 12, 1945; 11:54 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-757, Revocation]

PETER DENUZZE AND CARMELLA DENUZZE

Suspension Order No. S-757 was issued April 13, 1945, against Peter Denuzze and Carmella Denuzze, 54 Underhill Avenue, New Britain, Connecticut, for violations of Conservation Order L-41. In view of the fact the construction has now been determined to be essential, the Chief Compliance Commissioner has directed that Suspension Order No. S-757 be revoked. In view of the foregoing, it is hereby ordered, that: § 1010.757, *Suspension Order No. S-757* be revoked.

Issued this 12th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-17096; Filed, Sept. 12, 1945;
11:54 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-825, Stay of Execution]

THE WASHINGTON DAILY NEWS

The Washington Daily News, a corporation located in Washington, D. C., has appealed from the provisions of Suspension Order No. S-825, issued July 9, 1945 (§ 1010.825) and has requested a stay pending final determination of its appeal. The Chief Compliance Commissioner has directed that the suspension order be stayed to the extent of 29.15 tons of the amount required to be paid back in the third quarter of 1945, pending final determination of the appeal or until further order of the Chief Compliance Commissioner or his Deputy.

In view of the foregoing, *it is hereby ordered*, That: The provisions of Suspension Order No. S-825, issued July 9, 1945, are hereby stayed to the extent that the Washington Daily News shall be required to reduce its consumption of print paper during the third quarter of 1945 by 29.15 tons under the quota it would otherwise be entitled to use pursuant to the provisions of Limitation Order L-240 instead of by the amount required for this period by the suspension order, pending final determination of the appeal or until further order by the Chief Compliance Commissioner or his Deputy.

Issued this 11th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-17000; Filed, Sept. 11, 1945;
4:51 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328, Direction 18, as amended Sept. 11, 1945]

CC RATINGS FOR TEXTILES AND RELATED ITEMS

Direction 18 to Conservation Order M-328 is amended to read:

(a) *Purpose of this direction.* The revised priorities system will become fully applicable to textile and related items covered by Schedule A of Order M-328 after the end of September, 1945, under Priorities Regulation 29 as amended on September 11, 1945. The rules for the use of AAA, MM and CC ratings for such items are now stated in that and other general regulations. Priorities Regulation 28, as amended the same date, states when the new ratings may be granted. This direction explains in more detail how ratings may be applied for under orders in the M-317 and M-328 series. It also explains when a CC rating specifically assigned by the War Production Board constitutes a rerating of a former AA rating, and why AA ratings for textile and related items remain valid until the end of September.

(b) *How to apply for CC ratings.* Applications for CC ratings may be made for deliveries after the end of September, 1945, for purposes and under the rules for which priorities assistance may be given under orders in the M-317 series and M-328 series, and their schedules and directions, as amended from time to time. The application form specified by the order, schedule or direction under which the application is being made should be used. (Applications already filed under those rules and not yet acted on by War Production Board will be considered by WPB without having to be filed again).

Applications for CC ratings for textiles and related items for other purposes, including exports, may be made in accordance with Priorities Regulation 28.

(c) *Use of CC ratings.* When a person has placed an order with an AA rating for any textile or related items for delivery after September 30, 1945 and the War Production Board specifically assigns him a CC rating for the same items on an individual certificate or form, he may rerate the order CC under the rerating procedure of Priorities Regulation 12 if he uses the new rating by September 30, 1945. A CC rating used after September 30, 1945, does not constitute a rerating but must be applied or extended as an original rating under Priorities Regulation 3.

(d) *Validity of AA ratings.* As explained in Priorities Regulation 29, AA ratings for textile and related items remain valid through September 30, 1945, both for delivery before and after that date (unless unrated by the customer or specifically cancelled by War Production Board in particular cases, under a rule in an order in the M-317 series, the M-328 series, their schedules or directions, or by some other specific action of the War Production Board revoking an AA rating assigned to a particular person). It is necessary for the AA ratings assigned for delivery after September 30, 1945 to remain valid until that time, to get orderly scheduling of those materials which have to be ordered in advance. Although such ratings will become invalid at the end of September, suppliers cannot be sure that orders carrying AA ratings for delivery after the end of September will not be confirmed under the new rating system before the end of September, and they must therefore accept such orders and keep them in their schedules until the end of September, 1945, according to priorities regulations.

Issued this 11th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-16999; Filed, Sept. 11, 1945;
4:51 p. m.]

Chapter XI—Office of Price Administration

PART 1312—PRIMARY FOREST PRODUCTS

[MPR 534-2, Amdt. 4]

HICKORY AND ASH LOGS AND OTHER SPECIALTY WOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 534-2 is hereby amended in the following respects:

1. Section 11 is amended to read as follows:

Sec. 11. *Hickory special logs*—(a) *Zone definitions.*

Zone 1. That portion of the State of Tennessee west of the Tennessee River. In Mississippi, those counties north of and including Coahoma, Quitman, Panola, Lafayette, Pontotoc, Lee and Itawamba. In Arkansas, those counties east of and including Sharp, Independence, White, Lonoke and Arkansas.

Zone 2. All that portion of the United States lying east of the 100th meridian not specifically included in Zone 1.

(b) *Maximum prices.*

TABLE 1—HICKORY LOGS AND BOLTS
(Logs per M ft.)

	Extra	No. 1	No. 2	Timber run	Culls
Zone 1...	\$55.00	\$40.00	\$22.00	\$40.00	\$11.00
Zone 2...	45.00	35.00	20.00	35.00	10.00

(Bolts per Cord (128 cu. ft.))

Zone 1...	\$25.00	\$20.00	\$11.50	\$20.00	\$9.00
Zone 2...	22.50	17.50	10.00	17.50	5.00

(c) *Short logs.* Logs below 7 feet in length can be purchased on a board foot log scale basis by paying 10 percent less than the log prices herein stipulated.

(d) *Scaling rules for Table 1.* (1) All logs are to be scaled with the Doyle Log Rule, with the diameter measured inside the bark at the small end of the log and at the smallest diameter.

(2) The basis for measurement of hickory bolts shall be the standard cord of 128 cubic feet. The purchase of units or specifications different from the normal cord specifications of 4' x 4' x 8' shall be made by converting to cubic feet and adjusting the price upward or downward in proportion to 128 cubic feet.

(3) Logs are to be cut in even lengths unless otherwise specified by the buyer, with the lowest acceptable length 7 feet.

(4) Bolts are to be cut into lengths specified by the buyer, with the lowest acceptable length 40 inches.

(5) All unsound and unusable wood must be deducted by allowance in measurement. The defects for which full allowance must be made include bird pecks, holes from any cause, windshake, brashy or light weight, decay, sap stain, and crook. Crooked logs are to be scaled to actual measurement of usable portion.

¹ 9 FR. 5243, 6109, 12022, 13849.

(e) *Grading Rules for Table 1 (logs or bolts)*. "Face defects" are knots, cat-faces, scabs, and ingrown bark. "End defects" are bird pecks, holes from any cause, windshake, brashy or light weight, decay or sap stain.

(1) *Extra quality*. Must have a ring of white wood measuring not less than 3½" in from bark. All logs or bolts 8" and up in diameter must have all clear faces and clear ends.

(2) *No. 1 quality*. All logs and bolts 8" and up in diameter must have at least 3 clear faces and must have clear ends.

(3) *No. 2 quality*. All logs and bolts 8" and up in diameter must have at least 2 clear faces; and defects are permitted. If the defects reduce the footage out from the log more than 25 percent, the log will be classed as a cull.

(4) *Timber-run quality*. A combination of extra quality, No. 1 and No. 2 logs or bolts containing not over 20 percent No. 2.

(f) *Delivery*. The above prices are:

(1) Loaded on railroad cars at any rail siding.

(2) Delivered to place at which water shipment is to begin.

(3) Delivered by truck to the buyer's plant.

2. Section 12 (d) (3), Zone definitions, is amended by striking out the definitions of Zone 7 and Zone 8 and inserting the following:

Zone 7. The entire State of Pennsylvania; the entire State of New Jersey; in the State of Maryland, that portion lying north of U. S. Highway No. 50 and west of Chesapeake Bay and the Susquehanna River; in the State of Virginia, that portion of the state lying north of U. S. Highway No. 50; in the State of West Virginia that part of the northeastern section of the state north of U. S. Highway No. 50 and east of the west boundary of the State of Maryland.

Zone 8. The entire State of Delaware; in the State of Maryland, those portions of the State south of U. S. Highway No. 50 and east of the Susquehanna River and Chesapeake Bay; in the State of Virginia, Accomac and Northampton counties and that portion of the state lying south of U. S. Highway No. 50 not included in Zone 10.

3. A new section 14 is added to read as follows:

SEC. 14. *Jobber's commission*. Mills which use ash logs or bolts, or Extra Grade and No. 1 grade hickory logs, may apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for permission to pay a jobber's commission not to exceed 10 percent of the f. o. b. car price of the logs.

This commission shall be paid only to log jobbers who are regularly engaged in locating, purchasing, and supervising cutting, skidding, loading on cars, and delivering logs to the mill yard, and whose commission therefrom constitutes the major portion of their income during the period of log jobbing, or to sawmills receiving logs in mixed lots who sort out specialty logs and ship them to the mill.

The buyer's application must contain:

(1) The name and address of the mill buying the logs or bolts.

(2) The name and address of the jobber or sawmill operator to whom the commission will be paid, and a statement as to whether such person will operate as a jobber of hickory and ash logs, or as a sawmill operator who will sort

out these logs for sale to the specialty mill.

(3) A statement that the person to whom the commission is paid is not an employee carried on the payroll of the buyer.

(4) A statement of the area from which the jobber intends to secure the logs.

(5) A statement by the buyer that the payment of the commission will not require any adjustment in the ceiling prices for the items to be produced from the logs.

This amendment shall become effective September 17, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Dec. 45-17063; Filed, Sept. 12, 1945; 11:43 a. m.]

PART 1315—RATIONING OF RUBBER AND PRODUCTS AND MATERIAL OF WHICH RUBBER IS A COMPONENT

[Rev. RO 1E; Amdt. 1]

MILEAGE RATIONING; TIRE REGULATIONS FOR HAWAII

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Ration Order 1E is amended in the following respects:

1. The text of section 4.1 (a) is amended to read as follows:

(a) *Immediate needs*. That the tire is to equip a vehicle which is held for use and not for resale, and is:

2. Sections 4.1 (b) (1), 4.1 (c), 4.2 (a) (2) and 4.2 (a) (3) are revoked.

3. Section 4.2 (b) is amended to read as follows:

(b) *Eligibility for Grade I Tires*. A certificate for a Grade I tire may be issued for a passenger automobile which is registered for use.

4. Section 6.7 (k) is amended by adding sub-paragraph (v) to read as follows:

(v) Tractor, implement and industrial type tires.

This amendment shall become effective September 1, 1945.

NOTE: All reporting and record-keeping requirements in this amendment have been approved by the Bureau of Budget in accordance with the Federal Report Act of 1942.

Issued this 12th day of September 1945.

GERALD A. BARNETT,
Territorial Director,
Hawaii.

Approved:

JAMES P. DAVIS,
Regional Administrator,
Region IX.

[F. R. Dec. 45-17049; Filed, Sept. 12, 1945; 11:39 a. m.]

* 10 F.R. 6067.

PART 1340—FUEL

[RMPR 137, Amdt. 13]

PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS AND CERTAIN OTHER RETAIL SALES OF LIQUEFIED PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 137 is amended in the following respects:

1. Section 6 (b) is amended to read as follows:

(b) *Kerosene, prime white distillate, Nos. 1 and 2 fuel oil and range oil.*

(1) CONNECTICUT

(i) In the Bridgeport, Connecticut Area, comprising the townships and cities of Bridgeport, Easton, Fairfield, Monroe, Stratford, Trumbull, Weston and Westport, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.3 cents per gallon.

(ii) In the Danbury, Connecticut Area, comprising the following townships and cities in the State of Connecticut, Bethel, Bridgewater, Brookfield, Danbury, Redding, Ridgefield, New Fairfield, New Milford, Newtown and Sherman, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.8 cents per gallon.

(iii) In the Greenwich-Norwalk, Connecticut Area, comprising the townships and cities of Darien, Greenwich, New Canaan, Norwalk, Stamford, Stamford City and Wilton, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.5 cents per gallon.

(iv) In the Hartford, Connecticut Area, comprising the townships and cities of Bloomfield, East Hartford, Glastonbury, Hartford, Newington, Wethersfield, Windsor, Windsor Locks, East Windsor, South Windsor and West Hartford, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.5 cents per gallon.

(v) In the New Haven, Connecticut Area, comprising the townships and cities of Bethany, Branford, East Haven, Hamden, Milford, North Branford, North Haven, New Haven, Orange, West Haven and Woodbridge, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.3 cents per gallon.

(vi) In the Waterbury, Connecticut Area, comprising the towns and cities of Waterbury, Naugatuck, Middlebury, Woodbury, Watertown, Wolcott, Prospect, and Cheshire, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.5 cents per gallon.

(2) MARYLAND

Within the corporate limits of the City of Baltimore, Maryland, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.8 cents per gallon.

(3) MASSACHUSETTS

In the Metropolitan Boston, Massachusetts Area comprising the following towns and cities: Arlington, Belmont, Boston, Braintree, Brookline, Cambridge, Canton, Chelsea, Cohasset, Dedham, Dover, Everett, Hingham, Hull, Lexington, Lynn, Malden, Medford, Melrose, Milton, Nahant, Needham, Newton, Quincy, Reading (but not North Reading), Revere, Saugus, Somerville, Stoneham, Swampscott, Wakefield, Waltham, Watertown, Wellesley, Weston, Westwood, Weymouth, Winchester, Winthrop and Woburn, the max-

imum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.2 cents per gallon.

(4) MICHIGAN

Within the counties of Genesee, Macomb, Washtenaw, Monroe, Oakland and Wayne in the State of Michigan the maximum prices for sellers at retail establishments of kerosene, prime white distillate, Nos. 1 and 2 fuel oil and range oil, also known as stove oil or heater oil, shall be as follows:

	Gents per gallon
Kerosene	14.5
Range oil, also known as stove oil or heater oil	11.5
Prime white distillate and Nos. 1 and 2 fuel oil	11.0

(5) NEW HAMPSHIRE

In the Conway, New Hampshire Area comprising the town and cities of Albany, Bartlett, Chatham, Conway, Eaton, Hales's Location, Jackson, Madison and Tamworth, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 13.0 cents per gallon.

(6) NEW JERSEY

(i) Within the counties of Union, Middlesex, Essex, Hudson, Bergen, and Passaic, State of New Jersey, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil, also known as stove oil, shall be 12.5 cents per gallon.

(ii) Within the counties of Morris and Sussex, State of New Jersey, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil, also known as stove oil, shall be 13.0 cents per gallon.

(7) NEW YORK

(i) Within the corporate limits of New York City, New York, the maximum prices for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil, also known as stove oil, shall be 12.8 cents per gallon.

(ii) Within the counties of Westchester, Nassau and Suffolk, State of New York, the maximum prices for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil, also known as stove oil, shall be 12.5 cents per gallon.

(iii) In the townships and cities in the State of New York of Brewster, Patterson and Palding, the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 11.8 cents per gallon.

(8) PUERTO RICO

Maximum prices of kerosene at retail establishments in Puerto Rico shall be 18¢ per gallon, and 5¢ per quart when a quantity less than one gallon is sold; except that in the Islands of Culebra and Vieques the maximum price shall be 20¢ per gallon, and 5¢ per quart when a quantity less than one gallon is sold.

(9) RHODE ISLAND

In the State of Rhode Island in the towns and cities named below, the maximum prices for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be as follows:

City or town:	Sales at retail establishments cents per gal.
1. Barrington	11.6
2. Bristol	11.6
3. Burrillville	11.6
4. Central Falls City	11.1
5. Charlestown	11.1
6. Coventry	11.6
7. Cranston City	11.1
8. Cumberland	11.1
9. East Greenwich	11.6
10. East Providence	11.1

Sales at retail
establishments
cents per gal.

City or town—Continued.

11. Exeter	11.6
12. Foster	11.6
13. Gloucester	11.6
14. Hopkinton	11.1
15. Jamestown	11.6
16. Johnston	11.1
17. Lincoln	11.1
18. Little Compton	11.6
19. Middletown	11.6
20. Narragansett	11.1
21. Newport City	11.6
22. North Kingstown	11.6
23. North Providence	11.1
24. North Smithfield	11.1
25. Pawtucket City	11.1
26. Portsmouth	11.6
27. Providence City	11.1
28. Richmond	11.1
29. Scituate	11.6
30. Smithfield	11.1
31. South Kingstown	11.1
32. Tiverton	11.6
33. Warren	11.6

Sales at retail
establishments
cents per gal.

City or town—Continued.

34. Warwick City	11.6
35. Westerly	11.1
36. West Greenwich	11.6
37. West Warwick	11.6
38. Woonsocket	11.1

(10) WASHINGTON, D. C.

Within the Washington, D. C. tankwagon area the maximum price for sellers at retail establishments of kerosene, No. 1 fuel oil and range oil shall be 13.3 cents per gallon.

2. Section 10 (b) (1) (i) is amended to read as follows:

(i) *Eastern Seaboard increases and reductions.* The following table sets forth an amount per gallon for specified areas and products which shall be added to or subtracted from March, 1942 prices for each specified product in arriving at a maximum price under section 9 (a) (1).

City or town—Continued.	Amount of increase or decrease in cents per gallon to be added or deducted from March 1942 prices					
	Gasoline		Kerosene range oil and No. 1 fuel oil		No. 2 fuel oil and Diesel fuel	
	Increase	Decrease	Increase	Decrease	Increase	Decrease
Connecticut	0	0.8	0.2			0.1
Delaware	0	.8				.1
Florida (East of the Apalachicola River)	0	.5	.2			.1
Georgia	0	.5	.2			.1
Maine	0	.8	.2			.1
Maryland	0	.8	.2			.1
Massachusetts	0	.8	.2			.1
New Hampshire	0	.8	.2			.1
New Jersey	0	.8	.2			.1
New York	0	.8	.2			.1
Excepting: Schedule D area comprising the Counties of Allegany, Cattaraugus, Chautauqua, Erie, Niagara and Steuben.	0	.8	.2			.1
North Carolina	0	.8	.2			.1
Pennsylvania	0	.8	.2			.1
Excepting Schedule D area comprising the Counties of Allegheny; Armstrong; Beaver; Butler; Cameron; Clarion; the township of Sandy in Clearfield County; the townships of Chapman, East Keating, Leidy, Noyes and West Keating in Clinton County; Crawford; Elk; Erie; Fayette; Forest; Greene; Jefferson; Lawrence; McKean; Mercer; Potter; Tioga; Venango; Warren; Washington; and all of Westmoreland except the townships of Derry, Fairfield, Ligonier, and St. Clair.	0	.8	.2			.1
Rhode Island	0	.8	.2			.1
South Carolina	0	.8	.2			.1
Vermont	0	.8	.2			.1
Virginia	0	.8	.2			.1
West Virginia	0	.8	.2			.1
Excepting the Counties of Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral, Morgan, Pendleton, Randolph, and Tucker.	0	.8	.2			.1
District of Columbia	0	.8	.2			.1
Corporate limits, Bristol, Tennessee	0	.8	.2			.1

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17053; Filed, Sept. 12, 1945;
11:40 a. m.]

PART 1340—FUEL
[MPR 189, Amdt. 30]BITUMINOUS COAL SOLD FOR DIRECT USE AS
BUNKER FUEL

A statement of considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 189 is amended in the following respects:

In § 1340.313 (h) (1) the table of maximum prices is amended to read as follows:

For coals produced at any mine in district No. 13 in the following maximum price group numbers	Maximum price for any grade or size of bunker coal delivered	
	Washed	Raw
1	630	620
2	630	610
3	660	630
4	681	671
5	701	691
6	661	651
7	720	710
8	711	701
9	680	670
Exceptions:		
Mine Index No. 11	680	670
Mine Index No. 56	721	711
Mine Index No. 22	701	701

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17059; Filed, Sept. 12, 1945;
11:42 a. m.]

PART 1351—FOODS AND FOOD PRODUCTS

[MPR 53,¹ Corr. to Amdt. 44]

FATS AND OILS

Item 3 of Amendment 44 to Maximum Price Regulation No. 53 is corrected to read as follows:

3. The introductory paragraph to section 8.6 is amended to read as follows:

SEC. 8.6 *Sales in containers of one gallon or less of olive oil to wholesalers, retailers and commercial, industrial and institutional users, and sales to household consumers.* The maximum prices for olive oil when sold in containers of one gallon or less to wholesalers as defined in Maximum Price Regulation No. 421 other than a packer or to a retailer as defined in Maximum Price Regulation No. 423 or to a commercial, industrial and institutional user and a sale by persons other than wholesalers or retailers to a household consumer shall be the prices listed in the following table. These prices are f. o. b. shipping point nearest seller's place of business. No additional charges may be added for transportation, shipping container or otherwise. (See paragraph (c). Limitation.)

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17052; Filed, Sept. 12, 1945;
11:40 a. m.]

PART 1386—SOAP AND GLYCERINE

[MPR 391, Amdt. 7]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY MANUFACTURERS AND CERTAIN WHOLESALESA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 391 is amended as follows:

Section 17 is amended by deleting the words "Until September 7, 1945" appearing therein and substituting in lieu thereof the following: "Until otherwise ordered by the Office of Price Administration."

This amendment shall become effective as of September 7, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16966; Filed, Sept. 11, 1945;
4:43 p. m.]

PART 1389—APPAREL

[RMPR 208,¹ Amdt. 7]

MAXIMUM PRICES FOR STAPLE WORK CLOTHING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 208 is amended in the following respects:

1. An undesignated paragraph is added at the end of section 1.1 (a) (2) to read as follows:

The terms "work shirts" and "work pants" include all shirts and pants which are made of the listed materials that have been obtained under WPB conservation orders relating to work clothing fabrics.

2. Subdivision (ii) of section 2.2 (b) (2) is amended to read as follows:

(ii) The garment contains body material which is the same with respect to construction, weight and thread count (within the tolerance of the Worth Street Rules), finish (including shrinkage treatment), and color fastness ("seconds" of body materials shall not be considered the same as such fabrics in first quality);

3. An undesignated paragraph is added to section 2.4 (b) (2) to read as follows:

However, in calculating the maximum price for a garment made of first quality fabrics, other than denim, chambray and covert, made to military specifications and released by the military for use in civilian garments, "cost of body material" means the maximum net price which the seller could lawfully be charged for such material if purchased on his customary terms from his customary source of supply under the price schedules and maximum price regulations of the Office of Price Administration in effect on September 1, 1945.

4. In the proviso in section 5.6 (d) (1), the figure "3" is amended to read "4".

5. In the proviso of the notice in section 5.6 (d) (2), the figure "3" is amended to read "4".

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17060; Filed, Sept. 12, 1945;
11:42 a. m.]

PART 1397—CONSTRUCTION OF BUILDINGS AND STRUCTURES

[MPR 251, Amdt. 3]

CONSTRUCTION SERVICES AND SALES OF INSTALLED BUILDING MATERIALS

A statement of the considerations involved in the issuance of this amend-

¹ 9 F.R. 5978, 10423, 11860, 13297; 10 F.R. 2873.

ment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 9 (a) (2) of Revised Maximum Price Regulation 251 is amended to read as follows:

(2) Maximum prices fixed by any such pricing order shall not exceed the general level of prices in the area.

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17062; Filed, Sept. 12, 1945;
11:43 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,¹ Amdt. 71]

MEAT, FATS, FISH AND CHEESES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 15.11a is added to read as follows:

SEC. 15.11a. *Retailers and wholesalers may apply for adjustment of point inventory—(a) How to apply.* A retailer or wholesaler may apply for an adjustment if:

He has not been granted an adjustment under section 15.11 of this order, and his net point inventory at the time of application is less than 75% of his allowable inventory, or would be if he were required to give up points for his remaining excess inventory); or

He has been granted an adjustment under section 15.11 of this order or for losses for indeterminable causes under section 15.2, and his net point inventory is less than 55% of his allowable inventory (or would be if he were required to give up points for his remaining excess inventory). The application may be made at any time from September 17, 1945 through October 13, 1945, to the Board with which he is registered. The application shall be made in writing and shall give the following information:

(1) The point value of his inventory of foods covered by this order (other than butter or canned fish acquired with loans from the Washington Office) as of any date between September 17, and September 29, 1945.

(2) If the point value of butter or canned fish he has is included in his reported inventory (subparagraph (1)), a statement that that inventory does not include any butter or canned fish acquired with loans from the Washington Office.

In addition it must show, as of the date of the application:

(3) The number of points he has on hand;

(4) The number of points in his ration bank account, if any (less the amount of any outstanding checks):

¹ 9 F.R. 6731.

(5) The number of points which he has already given up for foods not yet shipped to him;

(6) The number of points he has not yet received for foods he has already shipped;

(7) The number of points owed to the Office of Price Administration for outstanding loans (he must include that portion of any loans to acquire butter or canned fish represented by butter or canned fish he has and which he is required to exclude from (1) above);

(8) The number of points he has received for foods which he has not yet shipped;

(9) The number of points he owed for foods already shipped to him; and

(10) Whether or not he has received an adjustment under section 15.11 of this order, or for losses for indeterminable causes under section 15.2.

(b) *Action on application.* (1) The Board may grant an adjustment if it finds that his net point inventory (the total of subparagraphs (1), (3), (4), (5), and (6) of paragraph (a) less the total of subparagraphs (7), (8), and (9) of paragraph (a)) is less than 75% of his allowable inventory (or that it would be so reduced if he were required to give up points for his remaining excess inventory), and if it finds that he has not been granted an adjustment under section 15.11 of this order or for losses for indeterminable causes under section 15.2. The Board shall, in this case, issue a check to the applicant equal to the amount by which 75% of his allowable inventory exceeds his net point inventory, and shall also cancel any remaining excess inventory. If his net point inventory is greater than 75% of his allowable inventory, it will cancel that part of his excess inventory which, if he were required to give up points therefor, would reduce his net point inventory below 75% of his allowable inventory.

(2) If he has been granted an adjustment under section 15.11 of this order or for losses for indeterminable causes under section 15.2, the Board may grant an adjustment if it finds that his net point inventory, as defined in subparagraph (1) of this paragraph, has been reduced to less than 75% of his allowable inventory (or that it would be so reduced if he were required to give up points for his remaining excess inventory). The Board shall, in this case, issue a check to the applicant equal to the amount by which 55% of his allowable inventory exceeds his net point inventory, and shall also cancel his remaining excess inventory. If his net point inventory is greater than 55% of his allowable inventory, it shall cancel that part of his excess inventory which, if he were required to give up points therefor, would reduce his net point inventory below 55% of his allowable inventory.

(c) *General.* Only one application under this section may be made by a retailer or wholesaler. Nothing in this section shall be considered to forgive or excuse any violations by the applicant of this or any other order of the Office of Price Administration, or to affect any action which may be taken by the Office

of Price Administration with respect to any such violation.

This amendment shall become effective September 17, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17050; Filed, Sept. 12, 1945;
11:40 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16; Amdt. 62 to 2d Rev. Supp. 1]

MEATS, FATS, FISH AND CHEESES

The official Table of Consumer Point Values (No. 29), referred to in § 1407.3027 (a) is amended by reducing the point value of all cheeses to zero and section C—Fats, Oils and Dairy Products of the Official Table of Trade Point Values (No. 29), referred to in § 1407.3027 (a) is amended by reducing the point value of all cheeses to zero.

This amendment shall become effective at 12:01 a. m. September 12, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16964; Filed, Sept. 11, 1945;
4:43 p. m.]

PART 1421—IRON AND STEEL FOUNDRY PRODUCTS

[MPR 244,² Amdt. 10]

GRAY IRON CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1421.166 (a) of Maximum Price Regulation No. 244 is amended in the following respects:

Subparagraph (1) is amended to read as follows:

(1) Where the casting to be priced is identical with a casting which the seller sold or offered for sale in the period between August 1, 1941 and February 1, 1942, the maximum price for such casting is the highest net price at which the casting was sold or offered for sale by the seller during such period plus 10% of such price: *Provided*, That the maximum price for such casting to a purchaser to whom the casting was sold or offered for sale by the seller in the period between August 1, 1941 and February 1, 1942 shall be the highest net price at which the seller sold or offered for sale the casting to such purchaser during

¹ 10 F.R. 48, 521, 857, 293, 294.

² 9 F.R. 2290, 6451.

such period plus 10% of such price. As used in this paragraph (a), the term "net price" means the price at which the casting was sold or offered for sale, adjusted for the seller's applicable customary charges, discounts, quantity differentials and allowances in effect between August 1, 1941 and February 1, 1942.

Subparagraph (2) is amended to read as follows:

(2) Where the casting to be priced is not identical with a casting which the seller sold or offered for sale in the period between August 1, 1941 and February 1, 1942, but is substantially the same as a casting which the seller sold or offered for sale during such period to the purchaser to whom the casting is being priced, the maximum price for such casting to such purchaser shall be the highest net price at which the casting which is substantially the same was sold or offered for sale by the seller to such purchaser during such period, plus 10% of such price.

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17061; Filed, Sept. 12, 1945;
11:42 a. m.]

PART 1499—COMMODITIES AND SERVICES [RMFR 165, Amdt. 3 to Supp. Service Reg. 16¹]

LOGGING SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (d) (1) in § 1499.666 of Supplementary Service Regulation No. 16 is amended by deleting the figures "\$0.13" appearing in the paragraph, and substituting, in their place, the figures "\$0.15."

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17058; Filed, Sept. 12, 1945;
11:43 a. m.]

PART 1499—COMMODITIES AND SERVICES [RMFR 165, Supp. Service Reg. 60]

CERTAIN SERVICES IN HAWAII

A statement of the considerations involved with the issuance of this Supplementary Service Regulation No. 60 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, Supplementary Service Regulation No. 37 is hereby issued.

¹ 8 F.R. 8750, 9386, 10433.

§ 1499.693 *Certain services in the Territory of Hawaii*—(a) *Maximum prices for certain services in the Territory of Hawaii.* The maximum prices established by Revised Maximum Price Regulation No. 165, as amended (Services), for sales in the Territory of Hawaii of the services listed in the following paragraphs are modified in accordance with the provisions set forth in such paragraphs.

(b) *Dollars-and-cents maximum prices for direct positive photography services sold in the Territory of Hawaii*—(1) *Maximum prices.* The maximum prices for direct positive photography services sold in the Territory of Hawaii shall be as follows:

Direct positive photographs

Size of photograph:	
1½" x 2", 5 pictures.....	\$0.25
1½" x 2", with hula girl, 5 pictures.....	.50
2½" x 3½", 3 pictures.....	.50
2½" x 3½", with hula girl, 3 pictures.....	.75
2½" x 3½", 3 pictures.....	.50
Size of photograph:	
2½" x 3½", with hula girl, 3 pictures.....	\$0.75
4" x 5", each.....	.50
4" x 5", with hula girl, each.....	.75
5" x 7", each.....	.75
5" x 7", with hula girl, each.....	1.00

The maximum price for any direct positive photograph other than the sizes listed above shall be the maximum price of the listed size next smaller to the one being sold as measured in square inches.

(2) Definitions as used in this paragraph of this Supplementary Service Regulation No. 60, the term:

(i) "Direct positive photograph" means a photograph made on sensitized photographic paper by reversal processing without intermediate use of film.

(ii) "Direct positive photographer" means any person taking direct positive photographs for sale to the subject thereof.

(iii) "Hula girl" means any female posing for compensation or profit for a direct positive photograph whether paid by the photographer or the subject of the photograph.

(3) *Extra charges.* No extra charge may be made in connection with the sale of direct positive photography services in addition to the maximum prices established under paragraph (b) above. Specifically, but not exclusively, the following extra charges are prohibited.

(i) For any extra person permitted in such pictures other than the subject or subjects thereof except for a hula girl. Hula girls may be charged for only as permitted in paragraph (b).

(ii) For pictures ruined in the process of taking or finishing pictures.

(4) *Mailing folders, frames, or allied material.* The maximum prices for sales of mailing folders, frames, and allied material sold in connection with Direct Positive Photography Service are determined under the provisions of the General Maximum Price Regulation for the Territory of Hawaii.

(5) *Posting requirements.* Within thirty days after the issuance of this Supplementary Service Regulation, every

No. 180—3

direct positive photography establishment shall fulfill the requirements of Supplementary Service Regulation No. 60, General Posting Requirements in the Territory of Hawaii.

(6) *Applicability of Revised Maximum Price Regulation 165; services.* The provisions of sections 3, 4, 5, 6, and 16 (a) of Revised Maximum Price Regulation No. 165, Services, shall not apply to direct positive photography services in the Territory of Hawaii. All other sections of Revised Maximum Price Regulation No. 165, together with existing and subsequent amendments, shall apply to direct positive photography services and are hereby incorporated by reference into this Supplementary Service Regulation.

(7) *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

(8) *Other photography services.* Photography services other than direct positive photography shall continue to be governed by Revised Maximum Price Regulation No. 165.

This Supplementary Service Regulation No. 60 shall become effective as of March 5, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17054; Filed, Sept. 12, 1945;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES
[RMFR 165, Amdt. 1 to Supp. Service Reg. 69]

CERTAIN SERVICES IN HAWAII

A statement of the considerations involved with the issuance of this Amendment 1 issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation No. 60, Certain Services in the Territory of Hawaii, is amended to read as follows:

1. Paragraph (b) (1) is amended by changing the third and fourth items listed thereunder to read as follows:

Direct positive photographs

Size of photograph:	
2½" x 3½", 3 pictures.....	\$0.50
2½" x 3½", with hula girl, 3 pictures.....	.75

2. Paragraph (b) (1) is amended by adding two new items and prices to read as follows:

Direct positive photographs

Size of photograph:	
3" x 4", each.....	\$0.25
3" x 4", with hula girl, each.....	.50

This amendment shall become effective as of March 26, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17055; Filed, Sept. 12, 1945;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES
[RMFR 165, Amdt. 2 to Supp. Service Reg. 69]

SHOE REPAIR SERVICES IN HAWAII

A statement of the considerations involved with the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation No. 60, Certain Services in the Territory of Hawaii, is amended by adding a new paragraph (c) to read as follows:

(c) *Dollars-and-cents maximum prices established for certain retail shoe repair services sold on the Island of Oahu only*—(1) *Maximum prices.* The maximum prices for the retail shoe repair services set forth below on the Island of Oahu, Territory of Hawaii, shall be as follows:

RETAIL SHOE REPAIR SERVICES

	All men's shoes and boys' shoes, sizes 2½ and up	All women's shoes, sizes 5½ to 12 and up	Children's shoes, sizes 13 and under
1. Full soles and heels, leather or rubber.....	Pay pair \$1.00		
2. Half soles only, leather or rubber.....	2.00		
3. Half soles only, leather or rubber, corked.....		\$1.25	\$1.25
4. Half soles only, leather or rubber, cemented.....		1.50	
5. Half soles only, leather or rubber, sewn.....		2.00	
6. Additional charges in the following amounts may be added to the prices established in items 1 through 5 when the following leather is used—genuine, fine, military or Government selection leathers:			
(a) Whole sole only.....	.25	.35	.25
(b) Half sole only.....	.25	.25	.25
7. Heels, leather or rubber: Men's top lift.....	.75		
Women's top lift, style or Cuban.....		.50	
Women's top lift, wedge.....		.60	
Boyle worn heel, cut down.....		.15	
Resoling.....	.15		
8. Old rubber picked.....	.25	.25	
9. Leather toe tip.....	.60	.40	.60
10. Ripped sole, per inch.....	.25	.25	.25
11. Water proof.....	.25	.25	

Single Shoe. Maximum prices for shoe repair services on a single shoe shall be one-half of the maximum prices set forth above.

(2) *Definitions.* When used in this paragraph (c) of this Supplementary Service Regulation No. 60, the term:

(i) "Old stitches picked" means all old stitches are removed from welt by machinery or by hand, and new stitches are inserted in original holes.

(ii) "Fine grade leather" means sole leather with fine fibers, free of brands and open scratches.

(iii) "Government selection" means cut half-soles which come from a bundle which has been appropriately identified as being of Government selection.

(iv) "Half-sole service" means the attachment of all half-soles regardless of the method used. The term includes all operations and materials customarily supplied in the base period by any seller

subject to this order, except those operations and materials for which additional charges are permitted in this order. The following shall not be considered parts of the half-sole service: repairing a Goodyear welt; attaching a pulled-out upper to a Goodyear welt by hand-sewing; replacing an innersole in whole or in part; or repairing or replacing a broken shank piece.

(v) "Leather" means all sole (and heel) leather, regardless of the method of tanning, treatment, or of the finish.

(vi) "Lift" means the full top piece of leather of a heel.

(vii) "Military selection" means cut half-soles that come from a bundle which has been appropriately identified as being of Military selection.

(viii) "Prime grade leather" means sole leather with prime fibers, of clear grain, and which is free of brands and open scratches.

(ix) "Retail shoe repair services" means shoe repair services supplied to a person other than a commercial, industrial, or Governmental user.

(x) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, but does not include the repair of specially designed occupational footwear, cowboy boots, loggers' shoes, safety shoes, etc.

(3) *Posting requirements.* Every person who sells or offers to sell any shoe repair services covered by this supplementary service regulation shall fulfill the requirements of Supplementary Service Regulation No. 60, General Posting Requirements in the Territory of Hawaii.

(4) *Sales slips or receipts.* (i) Any person who uses premium leather (Prime, Fine, Military, or Government Selection Leather) in supplying any shoe repair service covered by paragraph (c) of this Supplementary Service Regulation No. 60, and who makes the extra charges for use of such premium leather which are permitted by subparagraph (c) (1) above, shall either:

(a) Affix to the shank of the shoe a sticker, label, marker or any other clear price identification, stating: "OPA permitted charge of _____ for premium leather", after inserting the proper figure in the blank space; or

(b) Furnish the customer with a sales slip or receipt setting forth the seller's name and address, the date, description and quantity of each service sold; the price charged for each such service, the grade of leather used and the price charged for the premium leather used.

(ii) When other than premium leather is used, if the seller has customarily given a purchaser a sales slip or receipt, he must continue to do so. Upon request by a purchaser, he must, regardless of previous custom, give the purchaser a sales slip or receipt. Such sales slip or receipt must contain the information set forth in subparagraph (b) above.

(5) *Elimination of individual adjustment.* On and after the effective date of this paragraph (c) the provisions of section 16 (a), Revised Maximum Price

Regulation No. 165, shall no longer be available to sellers covered by this paragraph (c).

(6) *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

(7) *Other shoe repair services.* Shoe repair services for which maximum prices are not set forth in subparagraph (c) (1) above shall continue to be governed by Revised Maximum Price Regulation 165.

This amendment shall become effective as of April 9, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17056; Filed, Sept. 12, 1945;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 3 to Supp. Service Reg. 60]

HAND LAUNDRY SERVICES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation No. 60, Certain Services in the Territory of Hawaii, is amended in the following respects:

1. A new paragraph (d) is added to read as follows:

(d) Dollars and cents maximum prices established for certain retail hand laundry services on the Island of Oahu only, Territory of Hawaii.

(1) *Maximum prices.* The maximum prices for retail hand laundry services set forth below in the Island of Oahu, Territory of Hawaii, shall be as follows:

	Maximum prices
Shirts.....	\$.20
Shirts, silk or rayon.....	.25
Shirts, Aloha, short sleeve.....	.15
Trousers, cotton, any color.....	.25
Coveralls or overalls.....	.35
Pajamas.....	.15
Undershirts.....	.05
Shorts.....	.05
Handkerchiefs, men's.....	.03
Socks, per pair.....	.05
Sheets, single.....	.10
Sheets, double.....	.12
Pillowcases.....	.05
Towels, bath.....	.05
Towels, dish and hand.....	.03
Bedsprad, plain, cotton.....	.20
Bedsprad, chenille.....	.35
Napkins, cotton, 2 for.....	.05
Napkins, linen.....	.05
Tablecloth, small not over 2 sq. yds.....	.15
Tablecloth, over 2 sq. yds. but not over 4 sq. yds.....	.30
Dresses, cotton.....	.30
Dresses, silk or rayon.....	.50
Blouses, cotton.....	.20
Blouses, silk or rayon.....	.25
Skirts, cotton.....	.15
Skirts, silk or rayon.....	.20
Slips.....	.10
Nightgowns or pajamas.....	.15
Slacks.....	.25
Slack Suit.....	.45
Handkerchief, ladies.....	.02

Prices listed above include starching when item is customarily finished in that manner.

(2) *Definitions.* As used in this paragraph, the term:

(i) "Hand laundry" means a retail laundry establishment receiving and distributing laundry, generally finishing wearing apparel by hand ironing done on the premises, giving only limited, if any, delivery service, and employing eight or less employees.

(ii) "Shirts" as used in subparagraph (1) above, means all shirts except full dress shirts.

(3) *Posting requirements.* Every person who sells or offers to sell any home laundry service covered by this supplementary service regulation shall fulfill the requirements of Supplementary Service Regulation No. 60, General Posting Requirements in the Territory of Hawaii.

(4) *Elimination of individual adjustments.* On and after effective date of this paragraph (d), the provisions of section 16 (a) of Revised Maximum Price Regulation 165, Services, shall no longer be available to sellers covered by this paragraph (d).

(5) *Revocation of orders.* Any order issued prior to April 12, 1945, pursuant to the provisions of section 24 of Revised Maximum Price Regulation No. 165, affecting the maximum prices for the sale of any home laundry service covered by this paragraph (d) is revoked as of April 12, 1945.

(6) *Less than maximum prices.* Lower prices than those established by this paragraph may be charged, paid, demanded, or offered.

(7) *Other services supplied by hand laundries.* Laundry services not listed in subparagraph (1) above performed by hand laundries shall be governed by Revised Maximum Price Regulation No. 165, Services.

(8) *Prohibited practices.* The following practice is prohibited:

(i) Making a charge per bundle if such charge exceeds the total of the maximum prices for the individual items contained in the bundle.

This amendment shall become effective as of April 12, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17057; Filed, Sept. 12, 1945;
11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D,¹ Amdt. 5]

TWIST TOBACCO

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 2 of Supplementary Regulation 14D is amended in the following respect:

¹ 10 F.R. 1180, 5103, 7855, 7932, 8748.

The following sentences are substituted for the last two sentences of subparagraph (2) of paragraph (e): "Where the addition of the allowed price increase results in a price containing a fraction less than $\frac{1}{2}$ cent, the maximum retail price shall be increased to the $\frac{1}{2}$ cent, and if the fraction is more than $\frac{1}{2}$ cent, the maximum retail price shall be increased to the next higher full cent. If such price contains the fraction, $\frac{1}{2}$ cent, the purchaser shall be given the option of buying two twists at a multiple unit price, or one twist at a maximum price rounded to the next higher full cent; if the retailer refuses to sell more than one twist to a purchaser, his maximum price shall be rounded to the next lower full cent."

This amendment shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-17051; Filed, Sept. 12, 1945;
11:40 a. m.]

Chapter XV—Board of War Communications

[Order 31]

REVOCATION OF DESIGNATED ORDERS

Whereas, the Board of War Communications (formerly the Defense Communications Board) has since its organization issued various orders and amendments thereto, deemed by the Board to be necessary for the national security and defense and the successful conduct of the war; and

Whereas, in the light of present conditions it appears that certain of the said orders have served the purposes for which they were issued and are no longer required for such purposes;

Now, therefore, pursuant to the authority contained in Executive Orders 8964 and 9089, dated December 10, 1941, and March 6, 1942, respectively, *It is hereby ordered*, That the following orders of the Board of War Communications be, and the same are hereby cancelled, effective immediately: Order No. 5, dated April 16, 1942 (7 F.R. 2953); Order No. 7, dated May 28, 1942; Order No. 8, dated May 28, 1942 (7 F.R. 4183); Order No. 8-A, dated June 25, 1942 (7 F.R. 5089); Order No. 8-B, dated June 25, 1942 (7 F.R. 5090); Order No. 9, dated May 28, 1942 (7 F.R. 4456); Order No. 10, dated June 18, 1942 (7 F.R. 4701); Order No. 11, dated June 25, 1942 (7 F.R. 4929); Order No. 12, dated July 9, 1942 (7 F.R. 5523); Order No. 13, dated July 10, 1942 (7 F.R. 5523); Order No. 14, dated July 15, 1942 (7 F.R. 5524); Order No. 16, dated July 29, 1942 (7 F.R. 6009); Order No. 21, dated October 15, 1942 (7 F.R. 8563); Order No. 23, dated October 22, 1942 (7 F.R. 8748); Order No. 25, dated November 5, 1942 (7 F.R. 9256); Order No. 25-A, dated November 12, 1942 (7 F.R. 9622); Order No. 25-B, dated December 10, 1942; Order No. 25-C, dated December 17, 1942 (7 F.R. 10794); Order No. 25-D, dated May 4, 1945 (10 F.R. 5379); Order No. 25-E,

dated May 17, 1945 (10 F.R. 6121); Order No. 25-F, dated June 28, 1945 (10 F.R. 8920); Order No. 28, dated January 21, 1943 (8 F.R. 1238); Order No. 29, dated May 13, 1943 (8 F.R. 6639) and Order No. 30, dated April 13, 1944 (9 F.R. 4455).

BOARD OF WAR COMMUNICATIONS.
PAUL A. PORTER,
Chairman.

Attest: August 16, 1945.

HERBERT E. GASTON,
Secretary.

[F. R. Doc. 45-17002; Filed, Sept. 12, 1945;
10:33 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[2d Rev. S.O. 345]

PART 95—CAR SERVICE

REFRIGERATION RESTRICTIONS ON POTATOES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of September, A. D. 1945.

It appearing, That there is an acute shortage of ice for the icing of cars of potatoes by carriers which is adversely affecting the movement of potatoes originating at points in certain States, shipped in refrigerator cars thereby impeding unduly the use, control, supply, movement, and distribution of such cars and contributing to the shortage of equipment and congestion of traffic; the Commission is of opinion an emergency exists in all sections of the country requiring immediate action in order to best promote the service in the interest of the public and the commerce of the people: It is ordered, that:

(a) *Initial and two reicing.* No common carrier by railroad subject to the Interstate Commerce Act, on any refrigerator car intended to be loaded with potatoes originating at any point or points located in the States of Idaho, Utah, Arizona and west thereof; shall furnish or supply initial bunker ice until such car is completely loaded; nor after the first or initial icing accord more than one reicing in the territory west of the eastern boundaries of Minnesota, Iowa, Missouri, Arkansas and Louisiana (west of the Mississippi River), or more than one additional reicing in the territory east (see exception) of the Mississippi River including the State of Wisconsin.

Exception: The second and final reicing in transit may be accorded at Clinton, Iowa by the C. & N. W. Ry., at Oelwein, Iowa by the C. G. W. Ry., or at Waterloo, Iowa by the I. C. R.R., when such reicing is so ordered by shippers of the cars to be reiced at these points.

(b) *Initial and one reicing.* No common carrier by railroad subject to the Interstate Commerce Act, on any refrigerator car intended to be loaded with potatoes originating at any point or points located in the States of Montana, Wyoming, New Mexico, Colorado, North

Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas and Louisiana (west of the Mississippi River) shall furnish or supply initial bunker ice until such car is completely loaded; nor shall furnish bunker ice in excess of the following amounts: initial icing 8,000 pounds; one reicing at any point in the United States, 8,000 pounds.

(c) *Place of icing at railroad option.* Any railroad may perform icing provided herein at the first icing station on either side of the place designated by shipper.

(d) *Application.* The provisions of this order shall apply only to carload shipments of potatoes billed on or after the effective date hereof.

(e) *Tariff provisions suspended; announcement required.* The operation of all tariff rules and regulations insofar as they conflict with the provisions of this order is hereby suspended, and each railroad subject to this order, or its agent, shall publish, file and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 § 141.9 (k) of this chapter, announcing such suspension.

(f) *Special and general permits.* The provisions of this order shall be subject to any special or general permits issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., to meet specific needs or exceptional circumstances.

(g) *Effective date.* This order shall become effective at 12:01 a. m., September 12, 1945, and shall apply only on cars billed on or after that time.

(h) *Expiration date.* This order shall expire at 11:59 p. m., October 20, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (49 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, that this order shall vacate and supersede Revised Service Order No. 345 on the effective date hereof; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-17018; Filed, Sept. 12, 1945;
11:26 a. m.]

[2d Rev. S. O. 346]

PART 95—CAR SERVICE

RESTRICTIONS ON REFRIGERATION OF VEGETABLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of September, A. D. 1945..

It appearing, That there is an acute shortage of ice for the icing of cars of vegetables by carriers which is adversely affecting the movement thereof in railroad freight cars accorded retop icing, resulting in congestion of traffic; the Commission is of opinion an emergency exists in all sections of the country requiring immediate action in order to best promote the service in the interest of the public and the commerce of the people; it is ordered, that:

(a) *Definition of the term vegetables.* The term "vegetables" as used herein means all fresh or green vegetables as described in Item 1132, Agent J. J. Quinn's tariff I. C. C. No. 22, supplements thereto, or reissues thereof, under the heading "Vegetables".

(b) *Bunker icing restricted on vegetables.* No common carrier by railroad subject to the Interstate Commerce Act shall initially bunker ice, or reice in transit in bunkers, any railroad freight car loaded with vegetables originating at any point or points located in the States of Montana, Wyoming, Colorado, or New Mexico, or west thereof, also that part of Texas north of an air line from the southeast corner of New Mexico through Sierra Blanca to the Rio Grande River, when such car has been top iced or retop iced.

(c) *Retop icing restricted on vegetables.* (1) No common carrier by railroad subject to the Interstate Commerce Act, on any railroad freight car loaded with vegetables originating at any point or points located in the States of Montana, Wyoming, Colorado or New Mexico, or west thereof, also that part of Texas north of an air line from the southeast corner of New Mexico through Sierra Blanca to the Rio Grande River, shall retop ice such a car in transit more than once at any point west of the Mississippi River, excluding St. Louis, Missouri and Avondale, Louisiana.

(2) *Exemption of Nampa, Idaho.* The restriction on retop icing shall not apply at Nampa, Idaho, on shipments originating at, and initially top iced at, stations in Idaho Group B or Oregon Group B described in Agent J. J. Quinn's tariff I. C. C. No. 22.

(3) *Exemption of Los Angeles, California.* The restriction on retop icing shall not apply at Los Angeles, California, on shipments originating on Pacific Electric Railway Company, and on Southern Pacific Company, from and including Canoga Park and San Fernando south to Los Angeles and between and including Los Angeles and San Pedro and between Los Angeles and Tustin.

(d) *Application.* The provisions of this order shall apply only to carload shipments of vegetables billed on or after the effective date hereof.

(e) *Tariff provisions suspended; announcement required.* The operation of all tariff rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in

substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 § 141.9 (k) of this chapter) announcing such suspension.

(f) *Special and general permits.* The provisions of this order shall be subject to any special or general permits issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., to meet specific needs or exceptional circumstances.

(g) *Effective date.* This order shall become effective at 12:01 a. m., September 12, 1945, and shall apply on cars billed or in transit on or after that time.

(h) *Expiration date.* This order shall expire at 11:59 p. m., October 20, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

It is further ordered, that this order shall vacate and supersede Revised Service Order No 346 on the effective date hereof, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-17019; Filed, Sept. 12, 1945;
11:26 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 947]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 11, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Kansas 46040A2 Leavenworth	\$155,000
Kansas 46041A1 Wilson	375,000
Montana 46025A2 Sheridan	413,000
North Carolina 46064A1 Hatteras Island	82,000
North Carolina 46064G1 Hatteras Island	60,000
Texas 46071C1 Clay	190,000

[SEAL]

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17036; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 948]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 21, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 46026B2 Barbour	550,000
Illinois 46046C1 Madison	180,000
North Dakota 46017D1 McHenry	615,000

[SEAL]

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17037; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 949]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 21, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Arkansas 46010F1 Pulaski	\$42,000
Indiana 46040B2 Knox	30,000
Iowa 46018A3 Wright	5,000
Iowa 46027E2 Buena Vista	68,000
Iowa 46082A1 Monroe	455,000
Louisiana 46019C Jefferson Davis	200,000
North Carolina 46055A4 Craven	50,000
Texas 46101E1 Parker	132,000

[SEAL]

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17038; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 950]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 21, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Illinois 46036C1 Jasper	\$210,000
Indiana 46053B3 Steuben	30,000
Louisiana 46009H1 Lafayette	162,000
Missouri 46057B1 Lincoln	383,000
Wyoming 46021A2 Carbon	50,000

[SEAL]

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17039; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 951]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 24, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the

Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Alabama 4603A2 St. Clair.....	\$50,000
Florida 46017E1 Jackson.....	392,000
Georgia 46073C1 Dodge.....	395,000
Illinois 46038D1 McLean.....	165,000
Indiana 46070C1 White.....	175,000
Iowa 46038E1 Pocahontas.....	228,000
Kansas 46031D1 Crawford.....	160,000
Mississippi 46031E1 Washington.....	275,000
Nebraska 46079C1 Red Willow Dis-	
trict Public.....	250,000
Ohio 46041E1 Licking.....	150,000
Oklahoma 46006L1 Caddo.....	260,000
Tennessee 46039A1 Lincoln.....	270,000
Texas 46060D1 Lynn.....	300,000
Wisconsin 46064G1 La Crosse.....	1,250,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17040; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order No. 952]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 30, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Georgia 46086D1 Seminole.....	\$462,000
Illinois 46021K1 Menard.....	285,000
Illinois 46041D1 Jefferson.....	125,000
Kansas 46014C1 Summer-Cowley.....	160,000
Kansas 46032F1 Reno.....	200,000
Minnesota 46056D1 Crow Wing.....	219,000
Nevada 46003A3 Alamo District	
Public.....	37,000
New Mexico 46014A2 Mora.....	96,000
Ohio 46042E1 Darke.....	50,000
Tennessee 46049A2 Fayette.....	50,000
Texas 46040F1 Bowie.....	350,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17041; Filed Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 953]

ALLOCATION OF FUNDS FOR LOANS

AUGUST 31, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	Amount
Virginia 46034T1 Lee.....	\$250,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17042; Filed, Sept. 12, 1945;
11:29 a. m.]

[Administrative Order 954]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 1, 1945

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Illinois 46018G4 Pike.....	\$170,000
Iowa 46057D1 Mitchell.....	138,000
Iowa 46061C4 Cherokee.....	30,000
Kansas 46007D1 Jewell.....	250,000
Kentucky 46058C2 Floyd.....	50,000
Mississippi 46034F1 Laflore.....	274,000
Nebraska 46063C1 Stanton Dis-	
trict Public.....	150,000
Nebraska 46076F1 Southern Ne-	
braska District Public.....	108,000
Nebraska 46084A1 Grant.....	300,000
New Mexico 46009E1 Curry.....	330,000
North Carolina 46043B1 Jones.....	301,000
South Dakota 46007D2 Lincoln.....	158,000
Tennessee 46031B1 McNairy.....	160,000
Texas 46083D1 Comanche.....	261,000
Texas 46091D1 San Patricio.....	167,000
Vermont 46010C1 Windham.....	124,000
Virginia 46041A3 Prince William.....	181,000
Virginia 46041G3 Prince William.....	12,000
Washington 46046A1 Ferry Dis-	
trict Public.....	420,000
Wisconsin 46025E3 Monroe.....	80,000
Wisconsin 46047D1 Jackson.....	52,000
Wyoming 46016A2 Hot Springs.....	37,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17043; Filed, Sept. 12, 1945;
11:30 a. m.]

[Administrative Order 955]

ALLOCATION OF FUNDS FOR LOANS

SEPTEMBER 4, 1945.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	Amount
Georgia 46099B1 McIntosh.....	\$123,000
Indiana 46033D1 Hendricks.....	135,000
Iowa 46033D1 Calhoun.....	160,000
Louisiana 46007B3 Grant.....	65,000
Mississippi 46001E2 Monroe.....	50,000
Mississippi 46026E1 Panola.....	230,000
Missouri 46019F1 Boone.....	126,000
Nebraska 46035A1 Holt District	
Public.....	325,000
North Dakota 46022A2 Bottineau.....	200,000
Ohio 46038D2 Gallia.....	170,000
Oregon 46018B2 Eugene.....	350,000
South Dakota 46020B1 Day.....	330,000
Tennessee 46025C1 Jackson.....	460,000
Wisconsin 46014G2 Oconto.....	125,000
Wisconsin 46025F2 Monroe.....	18,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 45-17044; Filed, Sept. 12, 1945;
11:30 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1769]

TRANSCONTINENTAL AND WESTERN AIR, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith.

Notice is hereby given that the above-entitled matter is assigned to be heard on September 14, 1945, at 2 p. m. (Eastern war time) in Room 5416, Department of Commerce Building, Washington, D. C.

Dated at Washington, D. C., September 11, 1945.

By the Civil Aeronautics Board.

FRED A. TOOMES,
Secretary.

[F. R. Doc. 45-17033; Filed, Sept. 12, 1945;
11:45 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 1040]

RECONSIGNMENT OF TOMATOES AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Philadelphia, Pennsylvania, September 6, 1945, by Chas. Tazin Company, of cars FGE 37836 and FGE 52326, tomatoes, now on the Pennsylvania Railroad, to Fairchester Packing Company, Pier 23, New York, N. Y., (P. R. R.), and car MDT 5653, tomatoes, now on the Pennsylvania Railroad, to Chas. Feldman, Bronx Terminal Market, New York, N. Y., (P. R. R.-N. Y. C.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17020; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1041]

RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first order-

ing paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri, September 6, 1945, by Cochran Brokerage Company, of car PFE 60862, potatoes, now on the Union Pacific Railroad, to El Reno Wholesale Grocery Company, El Reno, Oklahoma. (R. I.)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C.; and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17021; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1042]

RECONSIGNMENT OF ONIONS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, September 6, 1945, by E. I. Wilens & Company, of car ART 16792, onions, now on the A. T. & S. F. Railroad, to Wheaton Produce Company, Wheaton, Illinois.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17022; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1043]

RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, September 6, 1945, by S. Friedman, of cars ERDX 9559 and MDT 18471, potatoes, now on the Wood Street Terminal, to H. Lezhinsky, Milwaukee, Wisconsin, (C&NW) and car FGE 45565, potatoes, now on the Wood Street terminal, to J. Waxman & Company, Milwaukee, Wisconsin (C&NW).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17023; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1044]

RECONSIGNMENT OF ONIONS AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at St. Louis, Missouri, September 6, 1945, by Plowaty Bergart Company, of car SFRD 19316, onions, now on the Missouri Pacific Railroad, to themselves at Chicago, Illinois. (Wab.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17024; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1045]

RECONSIGNMENT OF POTATOES AT WICHITA, KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Wichita, Kansas, August 3, 1945, by Mathews Produce Co., of car ART 17116, potatoes, on the A. T. & S. F. Railroad, to Edw. H. Anderson, Chicago, Illinois. (Sante Fe).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17025; Filed, Sept. 12, 1945;
11:27 a. m.]

[S. O. 70-A, Special Permit 1046]

RECONSIGNMENT OF PEAS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, September 7, 1945, by Justman Frankenthal Company, of car ART 19297, peas, now on the Wabash Railroad, to themselves at Philadelphia, Pennsylvania. (P. R. R.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the gen-

eral public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17026; Filed, Sept. 12, 1945;
11:27 a. m.]

[2d Rev. S. O. 300, Special Permit 48]

REFRIGERATION OF POTATOES FROM GREENPORT AND BRIDGEHAMPTON, LONG ISLAND, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Second Revised Service Order No. 300 (10 F.R. 6802), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Second Revised Service Order No. 300 insofar as it applies to the furnishing of standard refrigeration on cars FGE 51568 and FGE 51463, potatoes, shipped September 6, 1945, from Greenport, L. I., consigned to N. Geraci & Company, Tampa, Florida (LI-PRR-RF&P-SAL), and on PFE 94077, potatoes, shipped from Bridgehampton, L. I., September 6, 1945, consigned to Margaret Ann Stores, Tampa, Florida (LI-PRR-RF&P-SAL), all shipped by F. H. Vahlsing, Inc.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17029; Filed, Sept. 12, 1945;
11:28 a. m.]

[Rev. S. O. 345, Special Permit 14]

ICING OF FREIGHT CARS AT ARGENTINE, KANS., AND AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (g) of the first ordering paragraph of Revised Service Order No. 345 (10 F.R. 10034), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 345 insofar as it applies to the furnishing of one additional bunker icing in transit, of not to exceed 8,000 pounds of ice per car, at Argentine, Kansas, by the A. T. & S. F. Railroad, on cars MDT 21508, SFRD 25064, FGE 34434, BREX 75405, SFRD 35003, MDT 16875 and SFRD 33010; and at Kansas City, Mo., by the Missouri Pacific Railroad,

on cars PFE 36145 and FGE 19136; all moving from Atchison, Kansas, September 7 or 8, 1945, consigned to G. H. Hammond Company, Chicago, Illinois; as requested by Commodity Credit Corporation.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17030; Filed, Sept. 12, 1945;
11:28 a. m.]

[Rev. S. O. 345, Special Permit 15]

REFRIGERATION OF POTATOES FROM CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (g) of the first ordering paragraph of Revised Service Order No. 345 (10 F.R. 10034), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 345 insofar as it applies to the furnishing of standard refrigeration on car PFE 62346, potatoes, moving September 7, 1945, from Chicago, Illinois, consigned to Plovaty Bergart Company, advice City Produce Company, Miami, Florida, (IC-NC&STL-GARR-S&A-SAL), as requested by Plovaty Bergart Company.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17031; Filed, Sept. 12, 1945;
11:28 a. m.]

[Rev. S. O. 346, 2d Amended Gen. Permit 3]

ICING OF CERTAIN VEGETABLES FROM CALIFORNIA

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by rail-

road subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to initial bunker icing only on straight carloads of carrots, celery, broccoli or cauliflower, also mixed carloads of broccoli with cauliflower, also any shipment of fresh or green vegetables when loaded in a refrigerator car having a height of less than seven (7) feet, inside measurement, originating at points in California.

This general permit will become effective at 12:01 a. m., September 11, 1945, and will apply only on cars billed on or after that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 10th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17032; Filed, Sept. 12, 1945;
11:23 a. m.]

[Rev. S. O. 346, Gen. Permit 8]

ICING OF CARROTS FROM OREGON, WASHINGTON, IDAHO, UTAH, ARIZONA, NEW MEXICO AND NEVADA

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Revised Service Order No. 346 (10 F.R. 10035), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 346 insofar as it applies to initial bunker icing only on straight carloads of carrots originating at points in Oregon, Washington, Idaho, Utah, Arizona, New Mexico or Nevada.

This general permit will become effective at 12:01 a. m., September 11, 1945, and will apply only on cars billed on or after that time.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 10th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17033; Filed, Sept. 12, 1945;
11:23 a. m.]

PERMIT AGENTS

APPOINTMENT WITH RESPECT TO COTTON

Pursuant to the authority vested in me by paragraph (d) of Service Order 249,

105. M. S. Senton, Laurel, Miss.

is hereby appointed alternate permit agent to issue permits pursuant to paragraph (c) of said order.

A copy of this notice has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of these appointments shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17027; Filed, Sept. 12, 1945;
11:27 a. m.]

PERMIT AGENTS

APPOINTMENT WITH RESPECT TO COTTON

Pursuant to the authority vested in me by paragraph (d) of Service Order No. 249 the appointments of the following permit agents to issue permits pursuant to paragraph (c) of said order are hereby revoked:

- 12. W. P. Miles, Magnolia, Ark.
- 89. S. D. Moss, Lepanto, Ark.

The following permit agents are hereby appointed to issue permits pursuant to paragraph (c) of said order:

- 12. C. J. Bobbitt, Magnolia, Ark.
- 89. B. E. Zook, Lepanto, Ark.

A copy of this notice has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of these appointments shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 11th day of September 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-17028; Filed, Sept. 12, 1945;
11:27 a. m.]

MARITIME WAR EMERGENCY BOARD.

[Decision 2 D]

WAR RISK BONUSES

In view of the cessation of hostilities with Japan and the occupation of that

country by United States Military forces, the Maritime War Emergency Board today announces additional adjustments in war risk bonuses, which are paid to seamen employed on vessels of the American Merchant Marine. These adjustments have been incorporated in this Decision 2 D, which is effective October 1, 1945, and which supersedes all previous bonus decisions of the Board.

Basis for decisions of the Board. Soon after Pearl Harbor, in order to resolve the potentially continuous disputes between the shipowners and the maritime unions over the issue of bonuses incident to war risks and changes in war risks; to eliminate the chaotic basis for the determination of bonuses in individual disputes, to provide an agency for securing confidential war risk information not accessible to the parties; to provide equitable uniformity in establishing war risk bonuses; to promote stability in the maritime industry; and to facilitate the successful prosecution of the war against the Axis powers, the Maritime War Emergency Board was established by the shipowners and the maritime unions signatory to the Statement of Principles.

In fulfillment of these responsibilities and accordingly to resolve the continuing general disputes on the basis of such confidential information with regard to war risks and changes in war risks on all the oceans, which the Maritime War Emergency Board was created to adjudge on a global basis, the Board from time to time raised the bonuses on a national industry-wide scale as risks increased with the advances of the Axis powers, and, in like manner, reduced the bonuses as risks decreased with the retreats and defeats of the Axis powers.

In accordance with its responsibilities under the Statement of Principles the Board has issued several bonus decisions. During the war years the distribution of war risk at sea has not been constant. In the first years of the war there was a pervading risk on all oceans. Therefore, the earlier decisions of the Board placed greater emphasis on increases in voyage bonuses. With the onset of offensive action by the Allied Nations, risks became intensified and concentrated in the active theaters of war. Therefore, the Board made provision for special area and attack bonuses, and began to decrease voyage bonuses. In so doing, the Board gave consideration to a policy of making decreases in voyage bonuses in several steps. As a part of this policy, the Board indicated in anticipation of V-E Day that a global voyage bonus floor of 33 1/3% (\$40 minimum) would be maintained as long as there were hostilities on any ocean.

Now, however, hostilities have terminated on all oceans. Consequently, overall war hazard at sea no longer exists. Therefore, the Board has eliminated all voyage bonuses. However, the Board finds that some risk still exists, but only in specific areas and only by reason of residual hazards, such as mines. Therefore, the Board has retained the vessel attack bonus unchanged, and has continued the area bonus in a modified form as compensation for these residual hazards.

New decision based on confidential and official information. Decision 2 D is based on all available confidential and official information (including directives of the Governments of the United Nations defining combat and non-combat areas) on war risk at sea and in port received by the Board from authoritative sources of official information. As has been the practice since its establishment, the Board has constantly consulted with and been guided by these sources on all phases of hazard. In this Decision 2 D the Board has been particularly guided by the changes in hazard resulting from cessation of hostilities with Japan. In this connection, the Board has been advised that in addition to the European ports and waters adjacent to the European Continent that will continue to be hazardous to some extent for an indefinite period, certain areas in the Pacific are not yet clear of all danger.

Consultation with signatories to the Statement of Principles. On August 23, 1945, the Board met with representatives of steamship operators and maritime labor organizations who were Signatories to the Statement of Principles, to discuss adjustments in war risk bonus necessitated by the cessation of hostilities with Japan, as it had done on May 12, 1945, to discuss the effect on war risk of the surrender of Germany. At the conclusion of the hearing, the Board allowed the parties signatory to submit written statements on or before August 28, 1945 and stated that any adjustments which it made would become effective 30 days after a decision was issued. In reaching this Decision 2 D the Board has given full consideration to the advice, statements, and views of all parties signatory on matters which were within the scope of its authority and jurisdiction.

Jurisdiction of the Board limited to war risk bonuses and war risk insurance. With regard to the authority and jurisdiction of the Board, it is clear that the Statement of Principles limits the authority and jurisdiction of the Board to determination of war risk bonus and war risk insurance. It must be emphasized that the parties signatory have vested no other authority in the Board. Therefore, it appears to this Board that the parties have followed correct procedure in taking their wage cases to the War Labor Board.

ARTICLE I. Area bonus and vessel attack bonus required. Area bonus and vessel attack bonus shall be paid under this Decision to licensed and unlicensed personnel employed as regular crew members on United States flag vessels of the American Merchant Marine.

ART. II. Area bonus—(a) Amount of area bonus. Area bonus at the rate of \$2.50 per day shall be payable to each crew member of a vessel within any of the areas specified in paragraph (b) of this Article II, including periods during which the vessel is in port or at an anchorage.

(b) Areas—(1) European area. All waters within the area bounded on the east by 60° east longitude to its intersection with the north coast of Russia and thence following the coast of continental Europe and Africa to its intersec-

tion with 12° west longitude; and bounded on the west by 12° west longitude.

(2) *Mediterranean area.* All waters within the Mediterranean Sea, including the Adriatic Sea, the Aegean Sea, the Black Sea, the Sea of Azov, the Sea of Marmora, the Dardanelles and the Bosphorus.

(3) *Pacific area.* All waters within the area bounded on the north by 60° north latitude; on the east by the 180th meridian; on the south by 13° south latitude; and on the west by 90° east longitude to its intersection with the coast of continental Asia and thence following the coast of continental Asia to its intersection with 60° north latitude.

(c) *Time when area bonus payments start and stop.* Area bonus shall commence as of midnight prior to the day during which the vessel enters the area and shall cease at midnight of the day during which the vessel departs from the area.

ART. III. *Vessel attack bonus.* In addition to area bonus, vessel attack bonus of \$125 shall be payable to each crew member of a vessel (a) which is destroyed or substantially damaged as a result of direct war hazard or (b) on which any person is killed or seriously injured as a result of direct war hazard or (c) which is otherwise subjected to extreme and immediate danger of destruction as a result of direct war hazard. Vessel attack bonus shall be payable whether the vessel is within or without any of the areas specified in paragraph (b) of Article II above, and whether the vessel is in a port or at an anchorage or on the high seas. Only one vessel attack bonus shall be payable in the course of any passage of the vessel between ports or anchorages. A passage between ports or anchorages shall be deemed to commence at the time the vessel departs from a port or anchorage and to end at the time the vessel departs from its next port or anchorage. Shifts in berth shall not be deemed passages between anchorages.

ART. IV. *Periods during which area and vessel attack bonus payable—(a) During ordinary course of voyage.* Area and vessel attack bonus shall be payable to a regular crew member of the vessel on which he is employed during the course of his employment aboard such vessel.

(b) *When bonus payable after separation from vessel and during repatriation.* (1) If a crew member is separated from his vessel as the result of a peril described in Article 3, as amended, of the form of insurance policy attached to Decision 1A, area and vessel attack bonus shall be payable to such crew member until midnight of the day on which he reaches a port, but area bonus shall be payable only while within a bonus area.

(2) If a crew member is repatriated to the United States after separation from his vessel as a result of either:

(i) A peril referred to in paragraph (1) above, or

(ii) Illness or injury incurred in the service of his vessel and not occasioned by his wilful misconduct,

area and vessel attack bonus shall be payable to such crew member during his repatriation, from midnight of the day prior to which the vessel or other conveyance on which he is being repatriated departs until midnight of the day of arrival of such vessel or other conveyance at a continental United States port, but area bonus shall be payable only while within a bonus area.

(c) *When bonus not payable after separation from vessel.* (1) Bonus shall not be payable while a crew member is on land after separation from his vessel.

(2) Bonus shall not be payable during the period that a crew member is detained either by capture by an enemy of the United States or by internment.

(3) Bonus shall not be payable to a crew member:

(i) After voluntary termination of his employment aboard his vessel for a reason other than one set forth in paragraph (b) (2).

(ii) After desertion or discharge from his employment aboard his vessel,

(iii) After a crew member accepts employment on another vessel for a purpose other than to be repatriated,

(iv) After a crew member refuses without good cause to be repatriated to the United States.

(4) A crew member repatriated after occurrence of an event specified in subparagraph (3) of this paragraph (c) is not entitled to bonus from his original vessel during repatriation. If such crew member signs on as a replacement in the crew of the repatriating vessel, he shall be entitled to bonus from the repatriating vessel. If such crew member signs on as a workaway on the repatriating vessel, he shall not be entitled to bonus from the repatriating vessel.

(d) *No double bonus.* If a crew member signs on the vessel on which he is being repatriated, either as a crew member or workaway on such repatriating vessel, he shall not be entitled to bonus from such vessel in addition to bonus payable under paragraph (b) of this Article IV.

(e) *Death of a crew member.* Bonus shall not be payable for any period after death of a crew member.

ART. V. *Effective date.* This Decision shall be effective at 12:01 a. m. October 1, 1945, as to all vessels whether at sea or in port. The provisions of this Decision shall not be retroactive.

ART. VI. *Repeal.* Decision 2C (10 F.R. 7502), previously issued by the Maritime War Emergency Board, is repealed as of the effective date of this Decision, except as to any voyage, area and vessel attack bonus payable for any period prior to 12:01 a. m. of October 1, 1945.

Dated: August 31, 1945.

[SEAL] MARITIME WAR EMERGENCY BOARD,
JOHN M. CARMODY,
Chairman.
JOHN R. STEELMAN.
FRANK P. GRAHAM.

[F. R. Dec. 45-16953; Filed, Sept. 11, 1945; 2:12 p. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination 34]

CONSOLIDATED FREIGHTWAYS, INC.

POSSESSION, CONTROL AND OPERATION OF MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Consolidated Freightways, Inc., by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Consolidated Freightways, Inc., 2029 N. W. Quimby, Portland, Oregon, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the Notice and Order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., September 12, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 34."

Issued at Washington, D. C., this 11th day of September 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

[F. R. Dec. 45-16945; Filed, Sept. 11, 1945; 11:48 a. m.]

[Notice and Order of Termination 35]

MERCHANTS MOTOR FREIGHT, INC.

POSSESSION, CONTROL AND OPERATION OF MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Merchants Motor Freight, Inc., by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Merchants Motor Freight, Inc., 2625 Territorial Road, St. Paul, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the Notice and Order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., September 12, 1945. No further action shall be required to effect the termination of Government control

and relinquishment of possession hereby ordered.

(2) *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 35."

Issued at Washington, D. C., this 11th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16946; Filed, Sept. 11, 1945;
11:48 a. m.]

[Notice and Order of Termination No. 36]

HENNEPIN TRANSPORTATION CO.

POSSESSION, CONTROL AND OPERATION OF MOTOR CARRIERS

Pursuant to Executive Order 9462 (9 F.R. 10071), I hereby determine that possession and control of the motor carrier transportation system of Hennepin Transportation Company by the United States is no longer necessary for the successful prosecution of the war, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the motor carrier transportation system of Louis M. Shapiro and Samuel Shapiro, doing business as Hennepin Transportation Company, 28 N. E. 4th Street, Minneapolis, Minnesota, including all real and personal property and other assets of said motor carrier, taken and assumed pursuant to Executive Order 9462 and the Notice and Order of the Director of the Office of Defense Transportation issued August 11, 1944, is hereby terminated and relinquished as of 12:01 o'clock a. m., September 12, 1945. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C., and should refer to "Notice and Order of Termination No. 36."

Issued at Washington, D. C., this 11th day of September 1945.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 45-16947; Filed, Sept. 11, 1945;
11:48 a. m.]

[Supp. Order ODT 3, Rev. 762, Amdt. 1]

MICHIGAN

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a petition for the amendment of Supplementary Order ODT 3, Revised-762 (10 F.R. 8710), filed with the Office of Defense Transportation by the carriers subject thereto, and good cause appearing therefor, it is hereby ordered, that:

Appendix 1 and item 1 (parties to the plan) of Appendix 2 of Supplementary Order ODT 3, Revised-762, be, and they hereby are, amended by adding thereto the following:

Commercial Carriers, Inc., Detroit, Mich.
Arthur C. Brockman, doing business as Art Brockman, Detroit, Mich.
Frank E. Thompson, Pontiac, Mich.
Barney Kosofsky, doing business as Barney's Cartage Co., Detroit, Mich.

It is further ordered that item 10 of Appendix 2 be, and it is hereby, revoked.

This Amendment 1 to Supplementary Order ODT 3, Revised-762, shall become effective August 13, 1945.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

[F. R. Doc. 45-16950; Filed, Sept. 11, 1945;
11:50 a. m.]

[Supp. Order ODT 3, Rev. 424, Revocation]

EL PASO AND ODESSA, TEX.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of an application for revocation of Supplementary Order ODT 3, Revised-424 (9 F.R. 15064), filed with the Office of Defense Transportation by carriers subject thereto, and good cause appearing therefor,

It is hereby ordered, That Supplementary Order ODT 3, Revised-424, be, and it hereby is, revoked, effective August 13, 1945.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

[F. R. Doc. 45-16949; Filed, Sept. 11, 1945;
11:50 a. m.]

[Supp. Order ODT 3, Rev. 223,
Corr. to Amdt. 1]

KANSAS AND MISSOURI

COORDINATED OPERATIONS OF CERTAIN CARRIERS

NOTE: A correction to Amendment I to Supplementary Order ODT 3, Revised 223, affecting Appendix 2, was filed with the Division of the Federal Register on September 11, 1945, at 11:50 a. m., as Federal Register Document No. 45-16948.

[Supp. Order ODT 3, Rev. 781]

MINNEAPOLIS-ST. PAUL, MINN., AND LA CROSSE, WIS.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes

of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered,* That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

¹Filed as part of the original document.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Glendenning Motorways, Inc., St. Paul, Minn.

Earl F. Schultz, doing business as Service Transfer & Storage Company, La Crosse, Wis.

[F. R. Doc. 45-16951; Filed, Sept. 11, 1945; 11:50 a. m.]

[Supp. Order ODT 3, Rev. 782]

CHICAGO AND FREEPORT, ILL., AND BELOIT, WIS.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Knox Motor Service, Inc., Cherry Valley, Ill.
Ray Jones, doing business as Jones Transfer, Rockford, Ill.

[F. R. Doc. 45-16952; Filed, Sept. 11, 1945; 11:49 a. m.]

[Supp. Order ODT 3, Rev. 783]

KANSAS CITY, MISSOURI-KANSAS, AND
TULSA, OKLAHOMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes

¹ Filed as part of the original document.

is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in

this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Ark Transportation Lines, Inc., Arkansas City, Kans.

Lee Way Motor Freight, Inc., Oklahoma City, Okla.

[F. R. Doc. 45-16953; Filed, Sept. 11, 1945; 11:49 a. m.]

[Supp. Order ODT 3, Rev. 784]

LITTLE ROCK AND BALD KNOB, ARK.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede

any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in in-

¹ Filed as part of the original document.

terest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

H. Q. Hamilton, Neil Sims and Roy C. Martin, copartners, doing business as Motor Express, Fort Smith, Ark.

C. K. Powell, Higginson, Ark.

[F. R. Doc. 45-16954; Filed, Sept. 11, 1945; 11:49 a. m.]

[Supp. Order ODT 3, Rev. 785]

WASHINGTON, OREGON, AND CALIFORNIA COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having

jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service of another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrange-

ments made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Belknap Van Lines, Inc., Los Angeles, Calif.
Belknap Van and Storage Co., Los Angeles, Calif.

Belknap Moving & Storage Co., Portland, Oreg.
Belknap Moving & Storage Co., Seattle, Wash.

[F. R. Doc. 45-16955; Filed, Sept. 11, 1945; 11:50 a. m.]

[Supp. Order ODT 3, Rev. 786]

TRANSPORTATION OF HOUSEHOLD GOODS BETWEEN VARIOUS STATES

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and con-

¹Filed as part of the original document.

tinue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective August 13, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 13th day of August 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Allied Van Lines, Inc., Birmingham, Ala.
Aero Mayflower Transit Co., Birmingham, Ala.

J. C. White, doing business as White's Moving & Storage Co., Birmingham, Ala.

Samuel Joseph Harrell, Jr., doing business as Continental Van Lines, Birmingham, Ala.
Birmingham Storage Company, Inc., Ensley, Ala.

Bradley White, doing business as Bradley White Co., Birmingham, Ala.

Robert G. Allison, doing business as Allison Coal, Transfer Warehouse, Birmingham, Ala.
Jacks Coal and Transfer Co., Inc., Birmingham, Ala.

[F. R. Doc. 45-16956; Filed, Sept. 11, 1945; 11:50 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 1823]

F. & F. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; It is ordered, That:

(a) F. & F. Cigar Factory, 1518 15th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Rosado.....	Corona Chica	50	\$101.25	2 for 27
	Corona Extra	50	115.00	15
	Dahilas	50	75.00	10
	Blunts	50	93.75	2 for 25
	Panatela	50	72.00	9
	Victorias	50	105.00	14

¹ These prices apply to this brand and frontmark containing the tobacco composition specified in amended application dated 8-11-45.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective September 12, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16927; Filed, Sept. 11, 1945; 11:14 a. m.]

[EMPR 165, Order 1 to Rev. Supp. Service Reg. 50]

TRIMM MFG. CO.

APPROVAL OF MAXIMUM RENTAL RATES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.648 (c) (4) of Revised Supplementary Service Regulation 50 to Revised Maximum Price Regulation No. 165; *It is ordered:*

(a) This order establishes maximum prices for rentals at retail of hearing aids manufactured by the Trimm Manufacturing Company, 1770 West Berteau Avenue, Chicago, or its affiliates.

(1) For all rentals at retail by Trimm Distributors, Inc., or any affiliated company, the maximum rates are those set forth below:

For the first year of rental: \$80.00 subject to 2% cash discount for payment upon receipt of instrument, or net for payment of 50% on receipt of instrument, balance within 60 days.

For any following year: \$75.00, subject to same terms as above.

The maximum rates are for the services and conditions described in the manufacturer's application dated December 28, 1944, except that the contract draft therein enclosed is to be modified to restrict to \$15.00 the recovery to the firm offering the instrument for rent in the event that such instrument is lost by the lessee, and a new contract is not entered into.

(2) If any person wishes to rent Trimm hearing aids to any other class of purchaser or on other terms and conditions of rental, he must apply to the Office of Price Administration, Washington, D. C., under section 4 of Revised Supplementary Service Regulation No. 50 to Revised Maximum Price Regulation No. 165 for the establishment of maximum rates for those rentals and no rentals or deliveries may be made until Maximum rates have been authorized by the Office of Price Administration.

(b) This order may be revoked or amended by the Price Administrator at any time.

(c) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16907; Filed, Sept. 11, 1945;
11:09 a. m.]

[MPR 188, Rev. Order 3952]

L. W. HOLMES CO.

APPROVAL OF MAXIMUM PRICES

Order No. 3952 under Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the L. W. Holmes Company, North Main Street, Oronoque, Connecticut.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Jobber	Maximum prices to retailer	Consumer
Fishing Reel.....	S-1.....	Each \$8.41	Each \$11.22	Each \$18.70
	H-1.....	7.42	9.69	16.40
	H-2.....	6.43	8.23	14.20
	H-4.....	5.49	7.29	12.00

The above prices are exclusive of Federal excise tax. Terms are 2 percent 10 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after June 14, 1945. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement with the blank proper filled in:

Revised Order 3952—MPR 183
OPA Retail Ceiling Price—3-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale after the effective date of this revised order, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16909; Filed, Sept. 11, 1945;
11:13 a. m.]

[MPR 183, Rev. Order 4063]

LIBERTY METAL PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4063 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Liberty Products Company, 174 Wooster Street, New York, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (50 units or more)	Retailers (less than 50 units)	Consumers
Electric hot plate two burner open element 6" cord two switches black enamel finish.....	7	Each \$3.70	Each \$4.37	Each \$4.71	Each \$5.00
Electric hot plate one burner open element 6" cord and switch black enamel finish.....	8	1.13	1.25	1.42	2.25
Electric hot plate one burner closed element pin type connection.....	9	1.25	1.52	1.64	2.45

These maximum prices are for the articles described in the manufacturer's application dated May 29, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices include the Federal Excise Tax. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order

number, model number and retail prices properly filled in:

Rev. Order No. 4063
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

or

Liberty Metal Products Company
174 Wooster Street
New York, New York
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16910; Filed, Sept. 11, 1945;
11:13 a. m.]

[MPR 188, Rev. Order 4094]

D & W DISTRIBUTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the D & W Distributing Company, 174 Eldridge Street, New York, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Two burner hot plate, two switches, cord and plug. Electric space heater, bowl type.....	1A	Each \$3.25	Each \$4.01	Each \$4.33	Each \$6.50
	3A	Each 2.88	Each 3.40	Each 3.67	Each 5.50

These maximum prices are for the articles described in the manufacturer's application dated June 19, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail ceiling price filled in:

Rev. Order No. 4094
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

or

D & W Distributing Company
174 Eldridge Street
New York, New York
Model No. -----
OPA Retail Ceiling Price \$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16911; Filed, Sept. 11, 1945;
11:13 a. m.]

[MPR 188, Amdt. 1 to Order 4347]

ELLIS SILVERSTONE

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

Paragraph (b) is amended to read as follows:

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order properly filled in:

Order No. 4347
Model No. 18"
OPA Retail Ceiling Price \$52.18 ea.
To Users Other Than
Industrial, Commercial
or Institutional
Do Not Detach or Obliterate

or

Ellis Silverstone
1816 Ontario Place, NW.,
Washington, D. C.
Model No. 18"
OPA Retail Ceiling Price \$52.18 ea.
To Users Other Than
Industrial, Commercial or
Institutional
Do Not Detach or Obliterate

This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16912; Filed, Sept. 11, 1945;
11:09 a. m.]

[MPR 188, Order 4405]

McALEER Mfg. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by McAleer Manufacturing Company, P. O. Box 149, Rochester, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Electric heater, fan type, 1,100 watts.....	101	Each \$7.00	Each \$9.34	Each \$10.00	Each \$16.10

These maximum prices are for the articles described in the manufacturer's application dated July 12, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices include the Federal Excise Tax. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms

and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct model number, order number and retail prices properly filled in:

Order No. 4405

Model No. -----

OPA Retail Ceiling Price—\$-----

Federal Excise Tax Included

Do Not Detach or Obliterate

or

McAleer Manufacturing Company

P. O. Box 149

Rochester, Michigan

Model No. -----

OPA Retail Ceiling Price—\$-----

Federal Excise Tax Included

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16913; Filed, Sept. 11, 1945;
11:09 a.m.]

[MPR 188, Order 4406]

GALLANT MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Gallant Manufacturing Co., 806 East 182d Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
8½ inch hand-sewn silk lamp shade—ruching trim-----	750	Each \$1.80	Each \$2.10	Each \$3.50

These maximum prices are for the articles described in the manufacturer's application dated June 7, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----

OPA Retail Ceiling Price—\$-----

Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 147.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16314; Filed, Sept. 11, 1945;
11:10 a.m.]

[MPR 188, Order 4407]

ELECTRONIC DEVICES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain

articles manufactured by Electronic Devices Co., 601 W. 26th Street, New York 1, N. Y. The article for which prices are hereby established is a six-tube, 2 band, AC/DC, walnut cabinet, table model radio, Model #100R.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

U. S. Government, Jobbers, export agents	Maximum prices to retailers	Consumers
Each \$16.72	Each \$22.29	Each \$37.15

The above maximum prices are exclusive of Federal excise tax. The price to U. S. Government, Jobbers and Export Agents is subject to a 2 percent cash discount in 10 days or net 30 days. Prices are f. o. b. manufacturing plant. Cost of packing for export may be added to the above maximum prices.

These maximum prices are for the articles described in the manufacturer's application dated July 2, 1945, supplemented August 9, 1945, and completed August 17, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—\$37.15 each, excluding Federal excise tax
Do Not Detach
Electronic Devices Co.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16915; Filed, Sept. 11, 1945;
11:10 a. m.]

[MPR 188, Order 4408]

PENN CERAMIC MFG. CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Penn Ceramic Manufacturing Company, Incorporated, Aspers, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (Jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Two-burner hot plate cord and plug.	19 x 9 1/4 x 5 1/2	Each \$4.25	Each \$5.05	Each \$5.40	Each \$8.10

These maximum prices are for the articles described in the manufacturer's application dated July 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices include the Federal Excise Tax. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a

maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail prices properly filled in:

Order No. 4408
Model No. -----
OPA Retail Ceiling Price—\$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

OR

Penn Ceramic Manufacturing Co., Inc.
Aspers, Pennsylvania
Model No. -----
OPA Retail Ceiling Price—\$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16916; Filed, Sept. 11, 1945;
11:10 a. m.]

[MPR 188, Order 4409]

HARRY & LOUIS MARK

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Harry & Louis Mark, 1729 President Street, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Crystal table lamp.....	1-T	Each \$3.40	Each \$4.00	Each \$7.20
Pottery table lamp.....	2-T	3.40	4.00	7.20
China and glass vanity lamp.....	1-V	1.91	2.25	4.05

These maximum prices are for the articles described in the manufacturer's application dated May 1, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to

persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16917; Filed, Sept. 11, 1945;
11:10 a. m.]

[MPR 188, Order 4410]

APPLIANCE INDUSTRIES OF AMERICA

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Appliance Industries of America, 666 North Lake Shore Drive, Chicago 11, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—				
		Wholesaler (jobber)	Dropseller (jobber)	Retailer (6 units or more)	Retailer (less than 6 units)	Consumer
Electric heater, 1,000 watts, cord and plug, 10" x 5" x 10"	C1	Each \$3.94	Each \$4.33	Each \$4.68	Each \$4.93	Each \$5.25

These maximum prices are for the articles described in the manufacturer's application dated August 21, 1945. They include the Federal Excise Tax.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number filled in:

Order No. 4410

Model No. C1

OPA Retail Ceiling Price \$6.95

Federal Excise Tax Included

Do Not Detach or Obliterate

OR

Appliance Industries of America

666 North Lake Shore Drive

Chicago 11, Illinois

Model No. C1

OPA Retail Ceiling Price \$6.95

Federal Excise Tax Included

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16918; Filed, Sept. 11, 1945;
11:11 a. m.]

[MPR 188, Order 4411]

ALUMINUM FABRICATORS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Aluminum Fabricators, P. O. Box 463, Lake Grove, Oreg.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Distributors	Wholesalers	Chain and dept. stores	Other retailers	Consumers
Cast aluminum griddle	F	Each \$1.83	Each \$2.00	Each \$2.17	Each \$2.34	Each \$2.50

These maximum prices are for the articles described in the manufacturer's application dated July 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. F

OPA Retail Ceiling Price \$4.00

Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16319; Filed, Sept. 11, 1945;
11:11 a. m.]

[MPR 183, Order 4412]

REGAL ELECTRONICS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the Model L46 Radio manufactured by Regal Electronics Corporation, of 20 West 20th St., New York 11, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Maximum Prices for all sales to—

Jobbers	\$19.20
Retailers	23.97
Consumers	39.95

The above wholesale prices are subject to a discount of 2% 10 days, net 30 days. Manufacturer's prices are f. o. b. New York. The above prices do not include Federal Excise Tax.

These maximum prices are for the articles described in the manufacturer's application dated August 25, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or

label shall contain the following statement:

Model No. L-46
OPA Retail Ceiling Price—\$-----
Federal Excise Tax \$-----
Do Not Detach
Manufactured by Regal Electronics Corp.,
New York, New York

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16920; Filed, Sept. 11, 1945;
11:11 a. m.]

[MPR 183, Order 4413]

NATIONAL LAMP MFG. CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by National Lamp Manufacturing Corporation, 59 Myrtle Avenue, Brooklyn, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Decorated pottery table lamp (base only).....	C-15	Each \$4.25	Each \$5	Each \$9.00
Gold plated white metal table lamp with marble insert (base only).....	L-604	3.40	4	7.20

These maximum prices are for the articles described in the manufacturer's application dated June 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16921; Filed, Sept. 11, 1945;
11:12 a. m.]

[MPR 183, Order 4414]

METALLIC ARTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Metallic Arts Company, 2100, 2100 South Morgan Street, Chicago 3, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal table lamp (contemporary style).....	1020	Each \$4.25	Each \$5	Each \$9
China decorated table lamp base.....	1010	4.25	5	9
	1011	4.25	5	9
	1012	4.25	5	9

These maximum prices are for the articles described in the manufacturer's application dated April 11, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16922; Filed, Sept. 11, 1945;
11:12 a. m.]

[MPR 183, Order 4415]

ATLANTIC LAMP FACTORY

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Atlantic Lamp Factory, 663 North Wells Street, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
China table lamp, decal decoration, and shade with top and bottom braid trim.....	11	Each \$5.82	Each \$8.23	Each \$12.35
	22	7.00	8.23	14.80
	44-45	7.23	8.53	15.45
	35	10.05	11.83	21.30

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16923; Filed, Sept. 11, 1945; 11:12 a. m.]

[MPR 188, Order 4417]

CENTRAL MERCHANDISE

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Central Merchandise Company, 38 East 21st Street, New York 10, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
24" Glazed china table lamp with lug handles, solid color ivory.....	4709	Each \$3.83	Each \$4.79	Each \$9.45
20 1/2" Metal table lamp enameled and decal decorated.....	8909	3.40	4.09	7.29
21" Plain china table lamp, glazed.....	4609	2.68	3.49	6.09
10" Boulder lamp, crystal hobnail base, 2 hobnail ball breaks.....	1093	1.18	1.40	2.62
15" Crystal vanity lamp with hobnail base, hobnail ball breaks, fluted and hobnail top break.....	1091	1.23	1.83	3.24
15" Crystal vanity lamp hobnail base, and ball break, fluted tube and hobnail top break.....	1092	1.40	1.65	2.67
6" Pin-up lamp.....	1090	1.62	1.69	3.62

These maximum prices are for the articles described in the manufacturer's application dated May 7, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30 days. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and

the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of September, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16924; Filed, Sept. 11, 1945; 11:12 a. m.]

[MPR 260, Amdt. 1 to Order 1647]

F. & F. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered, That:*

The maximum prices for the "F & F-Corona Especial" cigars set forth in Paragraph (a) of Order No. 1647 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
F & F.....	Corona Especial	50	Per M \$10.25	Cents 2 for 27

This amendment shall become effective September 12, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16925; Filed, Sept. 11, 1945; 11:14 a. m.]

[MPR 260, Order 1822]

EL GUASO CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) El Guaso Cigar Factory, 918 11th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maxi-

maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
El Nema-----	McKays-----	50	Per M \$93.75	Cents 2 for 25
	Cadetes-----	50	108.75	2 for 29

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective September 12, 1945.

Issued this 11th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-16926; Filed, Sept. 11, 1945; 11:14 a. m.]

[Gen. RO 8; Revocation of Cancellation Order 1²]

WENTWORTH BUS LINES, INC.

Cancellation Order No. 1 issued under General Ration Order No. 8, dated June 30, 1945 (10 F.R. 8163) is hereby revoked.

This order shall become effective September 11, 1945.

Issued this 11th day of September 1945.

MAX McCULLOUGH,

Deputy Administrator for Rationing.

[F. R. Doc. 45-16963; Filed, Sept. 11, 1945; 4:43 p. m.]

[MPR 592; Amdt. 8 to Order 1]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. The title of article II is amended to read as follows:

ARTICLE II—MODIFICATION OF MAXIMUM PRICES FOR CLAY PRODUCTS EXCEPT REFRACTORIES

2. A new section 2.5 is added to article II of Order No. 1 to read as follows:

SEC. 2.5 *Definition of "purchaser of the same class"*. The term "purchaser of the same class" as defined in section 5 (b) (4) of Maximum Price Regulation No. 592 shall not apply to manufacturers' sales of structural clay products (building brick, building tile, mortar mix, conduit, filter block, liners, underdrain and paving brick) and miscellaneous clay products (drain tile, floor, quarry, roofing and wall tile). As applied to manufacturers' sales of these products the following definition shall apply:

"Purchaser of the same class" means functional class such as consumer, contractor, dealer, distributor, jobber, industrial purchaser, or government agency. In determining the highest price charged to a functional class of purchaser, the seller may not consider isolated sales, or sales under unusual circumstances, which were unusually high in comparison with the seller's general level of prices charged to each class of purchasers.

Where the seller has a practice of quoting delivered prices for well defined areas, purchasers in each of such areas shall be considered as a separate functional class. For the purpose of this section, "delivered price" does not include sales made on a plant freight allowed or deducted basis.

This Amendment No. 8 shall become effective September 17, 1945.

Issued this 12th day of September 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-17091; Filed, Sept. 12, 1945; 11:53 a. m.]

¹ 8 F.R. 3783, 5677, 9626, 15455; 9 F.R. 402, 1325, 2746, 4196, 4878, 7419; 10 F.R. 860, 8836.
² 10 F.R. 8163, 8577, 9891.

Regional and District Office Orders.

[Vermont Order G-1 Under RMPR 259]

MODIFICATION OF DEDUCTION FOR F. O. B. SALES TO RETAILERS IN VERMONT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 4.2 (b) of RMPR 259, this order establishes the amount to be deducted for sales to retailers made F. O. B. the sellers' premises from the ceiling price for sales to retailers delivered within the base delivery zone premises.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers located within Vermont.

SEC. 3. *Applicability.* No person subject to this order may sell to any retailer within his base delivery zone, F. O. B. his premises without deducting five cents from his ceiling price.

SEC. 4. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective September 5, 1945.

Issued this 30th day of August 1945.

JAMES J. CARNEY,
District Director.

[F. R. Doc. 45-16893; Filed, Sept. 10, 1945; 4:53 p. m.]

[Region V Order G-1 Under Supp. SR-43 to RMPR 166]

COTTON PICKING SERVICES IN BRAZORIA, CALHOUN, COLORADO, FORT BEND, JACKSON, MATAGORDA, REFUGIO, VICTORIA, AND WHARTON COUNTIES, TEX.

MAXIMUM RATES FOR COTTON PICKING SERVICES SUPPLIED BY INDEPENDENT CONTRACTORS

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V by Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the services of picking, pulling and snapping cotton when supplied by independent contractors in the counties of Brazoria, Calhoun, Colorado, Fort Bend, Jackson, Matagorda, Refugio, Victoria, and Wharton, Texas.

(b) *Maximum prices.* The maximum prices which an independent contractor may charge in the area defined in (a) for services in connection with the picking of well picked clean seed cotton and the pulling or snapping of cotton are established, as follows:

(1) Contractors may add to the amount per hundred pounds paid to cotton pickers, provided pickers' wages do not exceed the wage ceiling established by the Department of Agriculture, the following amounts, depending upon the distance from the field in which the cot-

ton is picked to the gin in which the cotton is ginned:

	<i>Amount contractors may add to pickers' wages, cents per 100</i>
Distance from Field to Gin:	
Not more than 5 miles.....	25
More than 5 and not in excess of 10 miles.....	30
More than 10 miles.....	35

Contractor's maximum price would, therefore, be the sum of the amount per hundred pounds paid to picker not to exceed wage ceilings, plus the permitted additions shown above.

(2) Maximum prices herein established shall include the following services to be rendered to the cotton grower and cotton picker by the independent contractor at his own expense:

- (i) Securing cotton pickers;
- (ii) Hauling cotton pickers to the field;
- (iii) Supervising the picking of the cotton;
- (iv) Supplying drinking water to the pickers in the field;
- (v) Weighing the cotton in the field and keeping records of the field weights of cotton picked by each picker;
- (vi) Hauling the cotton to the gin; and
- (vii) Paying the pickers out of the contract price for picking received from the producer of the cotton.

(3) Extra Services: No extra charge may be made by a contractor for the performance of services other than those listed in sub-paragraph (2) above.

(c) *Prohibited prices.* All practices which are designed to obtain prices higher than the maximum price established in this order are prohibited, including, but not limited to the giving or offering of a bonus to a contractor by a cotton producer and the demanding or receiving of a bonus from a cotton producer by a contractor.

(d) *Record keeping.* Contractors who supply services subject to this order are required to keep the following records and make them available for inspection upon request to authorized officials of the Office of Price Administration and the United States Department of Agriculture.

(1) Name and address of producers to whom services subject to this order are supplied.

(2) Number of pounds of cotton picked for each producer.

(3) The amount per hundred pounds paid to pickers by the contractor and the field weights on which such payments were made.

(4) The amount of payment received from producers for services supplied pursuant to this order.

(e) *Definition and terms used in this order.* "Independent contractor", as used in this regulation, refers to a person who supplies or offers to supply all of the services listed in paragraph (b) (2) herein and who is generally referred to in the trade as a crew leader.

This order may be revoked, revised, or modified at any time by the Office of Price Administration.

This order shall remain in effect for a period of 90 days from the issuance hereof; however, this order may be continued in effect by amendment issued

either prior to or after the expiration of the 90 day period.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 30th day of August 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-16899; Filed, Sept. 10, 1945; 4:53 p. m.]

[Quad-Cities Order G-1 Under Supp. Service Reg. 50 to RMPR 165]

CLEANING OF CESSPOOLS AND SEPTIC TANKS IN QUAD-CITIES DISTRICT

For reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. What this order does. This order establishes dollars-and-cents ceiling prices for cleaning of cesspools, septic tanks and services incidental thereto.

SEC. 2. Area covered. This order covers all sales of the above services to purchasers in the counties of Boone, Carroll, DeKalb, Hancock, Henderson, Henry, Jo Daviess, Lee, Mercer, Ogle, Rock Island, Stephenson, Whiteside and Winnebago in the State of Illinois, and Counties of Cedar, Clinton, Des Moines, Dubuque, Henry, Jackson, Jones, Lee, Louisa, Muscatine and Scott in the State of Iowa.

SEC. 3. Applicability of RMPR 165. Except as otherwise provided herein, all provisions now or hereafter incorporated in Revised Maximum Price Regulation 165 shall be and remain in full force and effect.

SEC. 4. Dollars-and-cents ceiling prices established by this order. 1. For cleaning all septic tanks and cesspools, \$0.50 per cubic foot of refuse therein originally contained. This price shall be computed on and governed by the following factors:

A. Charge may only be made on the amount of refuse actually contained prior to cleaning.

B. In no case may the charge exceed the unit price times the cubic content of the container.

C. This price includes all necessary digging, mileage, estimating, and unclogging of the immediate inlet and outlet.

D. This price does not include major repairs to the receptacle itself, or to the sanitary system.

E. This price does not include any unclogging other than of the immediate inlet and outlet.

SEC. 5. Invoices, statements and receipts. I. All persons subject to this order are required to furnish each purchaser with an invoice, whether demanded or not, showing:

- A. Cubic content of receptacle
- B. Volume of refuse removed
- C. Unit price and total charge
- D. Itemized additional charges, if any, for major repairs

II. A copy of the above statement must be kept by the service supplier for his own records and must always be available for inspection by the OPA.

Effective date. This order shall become effective August 22, 1945.

Issued this 14th day of August 1945.

ROBERT M. HARPER,
District Director.

[F. R. Doc. 45-16300; Filed, Sept. 10, 1945; 4:53 p. m.]

[Quad-Cities Order G-2 Under RMPR 259] CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES, IN QUAD-CITIES DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. What this order does. In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. Where this order applies. The provisions of this order apply to all wholesalers and retailers located within the Counties of Boone, Carroll, DeKalb, Hancock, Henderson, Henry, Jo Daviess, Lee, Mercer, Ogle, Rock Island, Stephenson, Whiteside and Winnebago in the State of Illinois and Counties of Cedar, Clinton, Des Moines, Dubuque, Henry, Jackson, Jones, Lee, Louisa, Muscatine and Scott in Iowa.

SEC. 3. Applicability. No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. Deposit charges established by this order. The maximum deposit charges for all sellers to which this order is applicable are as follows:

Cases	Cents
Wooden.....	52
Solid Fibre.....	32
Corrugated Carton.....	12
Containers	
12-oz. bottle and smaller.....	2
32-oz. bottle.....	4

SEC. 5. Definitions. Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to the terms used herein.

This order shall become effective August 20, 1945.

Issued this 31st day of July 1945.

ROBERT M. HARPER,
District Director.

[F. R. Doc. 45-16301; Filed, Sept. 10, 1945; 4:54 p. m.]

[Region VIII Order G-1 Under Gen. Order 61]

LUMBER IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by Section 1 of General Order No. 61, it is hereby ordered:

(a) *F. o. b. sales.* The maximum prices in Region VIII at which any person may sell or deliver used lumber are as follows, f. o. b. location:

MAXIMUM PRICE PER 1,000 FEET BOARD MEASURE

Construction Lumber	In that part of region VIII in Arizona, California, and Nevada			In that part of region VIII in Oregon, Washington, and Idaho		
	Under 6' lengths	6' to 20' lengths	Over 20' lengths	Under 6' lengths	6' to 20' lengths	Over 20' lengths
Prime grade:						
Dimension and boards.....	\$30	\$40	\$46	\$24	\$34	\$40
Planks and timbers.....	32	42	48	27	36	42
Second grade:						
Dimension and boards.....	23	33	39	17	27	33
Planks and timbers.....	25	35	41	19	29	35

(For random length boards (minimum 3' and not over 20% under 6') deduct \$2 from 6' to 20' price for each area and grade.)

Finished lumber	Over 3' lengths	Over 3' lengths
Clear boards, S&S (4/4", 5/4", 6/4")	\$50	\$45
Flooring and ceiling (T & G) and siding (run to pattern) (clear softwood):		
Vertical grain.....	50	45
Flat grain.....	40	35
Flooring (hardwood):		
3/8".....	50	50
25/32".....	75	75

NOTE: The above prices for construction and finished lumber are for lumber from which nails, bolts, plaster, and other foreign materials have been removed and split ends have been trimmed. Otherwise deduct \$5.00 per MBM.

MAXIMUM PRICES PER SQUARE FOOT THROUGHOUT REGION VIII

Plywood	Wallboard grade	Sound 2 sides
Thickness:	Cents	Cents
3/4 inch.....	2.8	3.0
5/8 inch.....	3.8	4.0
3/2 inch.....	5.2	5.4
5/4 inch.....	6.1	6.3
3/2 inch.....	6.0	7.2

NOTE: For sales of less than \$10.00, the prices provided by this paragraph (a) may be increased by 10 percent.

Used lumber not meeting the minimum specifications of the foregoing and used lumber the specifications for which do not appear on the seller's invoice shall be classified as firewood, for which the maximum price is \$5.00 per cord of 128 cubic feet.

(b) *Delivered sales.* The maximum prices in Region VIII at which any person may sell or deliver used lumber, delivered at the customer's request to any point, shall be the maximum f. o. b. prices provided by paragraph (a) hereof plus the differential the seller had in effect in March 1942 between yard and delivered prices for deliveries of the same quantity of lumber for an equal distance. If the seller made no such deliveries he shall use the price differential of his nearest competitor but not exceeding the lowest available carrier rate.

(c) *Definitions.* Unless the context requires otherwise, expressions used in this order shall have the meaning given them by General Order No. 61, by the General Maximum Price Regulation, and by any Maximum Price Regulation applicable to new lumber. For the purposes of this order the following particular expressions shall have the following meaning:

(1) "Prime grade" is used lumber which is sound, strong, well manufactured, with firm grain suitable for substantial construction purposes, free from loose or rotten knots, knot holes, checks, rot, and defects which materially impair the strength of the piece. The size of the knots and nail or bolt holes shall be considered in connection with the size of the piece, and in combination must not impair the strength of the lumber. It includes used lumber which has been manufactured to meet these specifications.

(2) "Second grade" is used lumber which fails to qualify as prime grade but is reasonably good construction lumber. It may contain loose knots, knot holes, and other defects which do not interfere with its use for construction purposes.

(3) "Region VIII" means the states of Washington, Oregon (except Malheur county), California, Nevada, Arizona (except those portions of Coconino and Mohave counties north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(d) Any seller who is equipped to remanufacture used lumber may apply to the Regional Office of the Office of Price Administration for authorization to make additions for ripping, resawing, and surfacing as provided by RMFR No. 539. Applications for such authorization must describe the seller's facilities for remanufacturing. Authorization, if granted, will be given by the Regional Administrator by written order.

(e) *General Order No. 61.* The provisions of General Order No. 61 are hereby adopted and made a part of this order, including particularly the following:

- Section 5. Posting ceiling prices;
- Section 6. Sales slips and receipts;
- Section 7. Prohibited practices;
- Section 9. Enforcement;
- Section 10. Definitions.

(f) This order may be amended, corrected, or revoked at any time.

This order shall become effective this 4th day of September 1945.

Issued this 29th day of August 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-16896; Filed, Sept. 10, 1945; 4:52 p. m.]

[Region VIII Order G-105 Under 18 (c),
Revocation]

USED LUMBER IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1499.18 (c) of the General Maximum Price Regulation and pursuant to the authority reserved in Order No. G-105 under § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) Order No. G-105 under § 1499.18 (c) of the General Maximum Price Regulation titled "Adjusted Maximum Prices for Used Lumber" is hereby revoked.

This order shall become effective this 4th day of September 1945.

Issued this 29th day of August 1945.

CHAS. R. BAIRD,
Regional Administrator.

[F. R. Doc. 45-16897; Filed, Sept. 10, 1945; 4:53 p. m.]

SELECTIVE SERVICE SYSTEM.

[Operations Order 38-A]

WEST COAST SHIP REPAIR YARDS EMPLOYEES POSTPONEMENT OF INDUCTION

Pursuant to the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby rescind Operations Order No. 38.

This order shall become effective on August 28, 1945.

LEWIS B. HERSHEY,
Director.

SEPTEMBER 11, 1945.

[F. R. Doc. 45-16962; Filed, Sept. 11, 1945; 4:37 p. m.]

WAR PRODUCTION BOARD.

[C-418]

STANLEY RIVERS
CONSENT ORDER

Stanley Rivers, of Wooden Shoe Camp, Gladwin, Michigan, is charged by the War Production Board with having begun and carried on construction during October 1943 and thereafter, without permission of the War Production Board, of a restaurant and beer parlor at Gladwin, Michigan, at an estimated cost in excess of the limit permitted by, and in violation of Conservation Order L-41. Stanley Rivers admits the violation as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Stanley Rivers, the Regional Compliance Chief, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered, That:*

(a) Stanley Rivers shall do no construction on the premises at Wooden Shoe Camp, Gladwin, Michigan, including putting up, altering or finishing the structure, unless hereafter specifically authorized in writing by the War Production Board.

(b) Nothing contained in this order shall be deemed to relieve Stanley Rivers from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Stanley Rivers, his successors or assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 12th day of September 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-17094; Filed, Sept. 12, 1945; 11:54 a. m.]